him unjustly detaineth and that he have then & there the Said Writt &c — Att wch Said next Court Viz the Twenty Second Day of June in the yeare afsd the day of the returne of Said Writt Came Edward Scott Eqr Sher of Said County and made returne thereof in these words thereon Indorsed Viz — Cepi Corpus &c — Edw Scott Sher —

Att wch Said Court the Said Deft being called cometh & the Said pltff by Christopher Philipson moves the Court here that the Said Deft may give Spec: bagles to the Said action of Plaint the Said David wch is not granted

After wch the Said Deft in his proper person appears and prays liberty thereof to imparle untill the next Court wch to him was granted the Same day was given the pltff &c

Att wch Said next Court Viz this Twenty Seaventh day of August Ao the yeare afsd the Said Cause standing for Tryal came the Said pltff by his Said Atty Christopher Philipson and the Said Deft in his proper person and the pltff by his Said Atty declares Viz Kent County in Maryland ss Joseph Hopkins of Kent County afsd Gent otherwise Called Joseph Hopkins of the afore Sd County Gentleman was Summoned to Answer unto David Young of Said County planter by ye name of David Young of the aforesaid County of a plea that he render unto him the full Sum and Just quantity of three thousand foure hundred and forty pounds of good Sound Merchantable Tobacco in Cask ye a bale wch to him he oweth & from him Unjustly Detaineth — and Whereupon the Said David by Christopher Philipson his Atty Sayth that Whereas the afsd Joseph the Twenty fourth Day of August 1707 at Kent County afsd William the Jurisdicon of this Court did by his Certaine Bill or Writeing Obligatory Sealed with his Seale as his Act & Deed delivered & here in Court brought whose date is the Same day & year aboveSaid Bound himselfe his heirs Executors Administrators and assigns in the afsd full Sum and just quantity of three thousand foure hundred and forty pounds of good Sound Marchantable Tobacco in Cask ye a bale by the tenth of November next Ensueing ye Date of Said Bill Nevertheless the afsd Joseph altho often required the afsd Sum of 3440 ℔ of Tobacco according to the Tenour of the Said Bill unto the Said David he hath not paid nor for the Same in any wise given Content but ye Same to him to pay hath Denyed and as yet Doth deny & gainsay Whereupon he Sayth he is wrongd & Damage hath to ye Value of Six thousand pounds of Tobacco and of this he brings Suite &c. Philipson pro Lieu pledges pro Ejus Dos Ruth Rod — And pray that the Deft to this Deed may Answer

And the Said Joseph Hopkins in his proper person Comes into Court & Sayth that he Cannot gainsay the action afsd of him the Said David Young nor but that the Wrighting obligatory above mentioned is his Act & Deed & that he oweth unto the Said David Young the afsd Sume of three thousand four hundred and fourty pounds of Tobacco and Confesseth Judgment for the Same Soe that Execution of the Same cease untill the tenth day of November next wch the Said pltff consents &c Therefore it is Considered by the Court here Viz this Twenty Seaventh day of August anno Domi 1708 That the Said David Young Doe Recover against the Said Joseph Hopkins