

Nov. Court 1717

and Acknowledge himselfe as Special baile in the app. Action and doth undertake the payment of the Debt app. and Cost thereon accruing if in case the said ptt shall obtaine Judgment against the said Deft in the app. Action of Debt and the Condemnation app. shall not satisfy nor himselfe to the Custody of the Sheriff of said County deliver or that the said Robert Durn the body of the said Deft shall not remaine

After which the said Deft came into Court and in his proper person appeared to the said Action and saith that he cannot gain say the Justice app. of him the said ptt nor but that the writing obligatory app. above mentioned is his Act & Deed and is willing that Judgment should be entred for the same obligation and Cost thereon accruing - Therefore it is Considered by the Court here by this twenty first day of November Annoque Domini One thousand Seven hundred and Seventeen that the app. ptt. John March do recover ag. the said Deft Thomas Jore as well the app. sume of Seven hundred and forty pounds of Tobacco the Debt app. as also the sume of three hundred twenty two pounds of Tobacco Cost by the app. ptt. about his Sutes in this behalfe expended and by the Court here of his app. ent adjudged and the said Deft in mercy &c

and the app. ptt. comes into Court and saith that he hath received in part of the app. Debt in y^e Judgment app. the sume of six hundred pes of Tobacco. which said sume he relinquishes the app. Deft Tho Jore

John March ^{1000. Debt Copy} ^{M. Byrne} ^{1000. Debt Copy}
John Prior ^{Agreed by ptt} ^{John Duley} ^{Agreed by ptt}

Timothy Hurly } Commanded it was to the Sheriff of Kent County the
John Duley } twenty second day of August in the second year of his
Lordships Dominion &c. That he take John Duley of Kent
County Planter if he should be found in his Parish
and him safe keep so that he have his body before the

Justices of our next County Court to be held at our Court house in the Town of New
in said County to answer unto Timothy Hurly of a plea of Trespass upon y^e Case
and that he have shew and there the said writ &c. All which said next
Court by the nineteenth day of November y^e same year app. the day of return of
said writ comes Simon Wilmer Gent. High Sheriff of said County and made shew
thereof in these words thereon endorsed as fo^ll^ow. Capi Corpus Wilmer shew.

And now at this Court the said Deft being Called Came. and the said ptt by
Thomas Beane his atty. and prayd the said Deft might give Special
baile