

house in the Town of Custer in said County to answer unto Thomas Bowne of Kent County Gent of a plea that he render him the full & just sume of eight Hundred pounds of good sound merchantable leaf Tobacco clear of all manner of Trash and Ground Leaves w<sup>ch</sup> each to contain the same of the price and value of four pounds Sterling w<sup>ch</sup> from him be unjustly detained: and that he have the writ ap<sup>d</sup> . . . all which to return the day ap<sup>d</sup> came Simon Wilmer Gent. High Sheriff of said County and made return thereof in these words thereon endorsed as follows. Cap<sup>t</sup> Bowne vs. Wilmer the ap<sup>d</sup> Deft being called name. and the ap<sup>d</sup> p<sup>t</sup> by John Johnson his atty. prays the said Deft may give special baile to the ap<sup>d</sup> action which is granted and that he be kept in safe Custody by the Sheriff of said County until he shall give special baile as ap<sup>d</sup> . . . after which George Hastings of said County here in Court came and acknowledges himselfe as special baile in the ap<sup>d</sup> action and doth undertake the payment of the debt ap<sup>d</sup> and Cost thereon accruing if the ap<sup>d</sup> p<sup>t</sup> shall obtaine Judgment against the said Deft in the said Court of debt and the said Deft the Condemnation ap<sup>d</sup> shall not satisfy nor himselfe to the Custody of the Sheriff of said County deliver or that the ap<sup>d</sup> George Hastings the body of the ap<sup>d</sup> Thomas Hattenponny shall not render &c.

The Declaration for vs. Maryland Kent County p<sup>t</sup> Thomas Hattenponny of Kent County planter ad<sup>d</sup> vs. Thomas Hattenponny of Talbot County Lawyer was summoned to answer unto Thomas Bowne of Kent County Gent of a plea that he render him the full & just sume of eight Hundred pounds of good sound merchantable leaf Tobacco clear of all manner of Trash and Ground Leaves w<sup>ch</sup> from him be unjustly detained &c. and whereupon the ap<sup>d</sup> p<sup>t</sup> by John Johnson his atty. saith that whereas the ap<sup>d</sup> Deft the sixth day of February in the year of our Lord that one thousand seven hundred & sixteen at St Pauls parish in Kent County within the jurisdiction of this Court by his certain bill obligatory which he the Deft signed with his Seal and as his deed delivered hereinto Court brought the date whereof is the same day p<sup>r</sup>ear ap<sup>d</sup> bound himselfe to pay or cause to be paid unto the ap<sup>d</sup> p<sup>t</sup> the full & just sume of eight hundred pounds of good sound merchantable leaf Tobacco clear of all manner of Trash & Ground leaves with each to contain the same Convencement at then dwelling plantation of the Deft in Talbot County on or before the tenth day of October next ensuing the date of the said bill obligatory yet the Deft altho often required y<sup>e</sup> sume of eight hundred pounds of Tobacco to the said p<sup>t</sup> hath not paid but that he to him to render or pay hitherto hath denied &c. still doth deny to the Damage of him the said p<sup>t</sup> sixteen hundred pounds of Tobacco. And thereupon he bringe Suite &c. Johnson p<sup>t</sup> 9. p<sup>t</sup> 10. In Doe vs. Doe

and the ap<sup>d</sup> p<sup>t</sup> by his atty. ap<sup>d</sup> prays that the said Deft to his deed ap<sup>d</sup> may enforce and the ap<sup>d</sup> Deft in his proper person ap<sup>d</sup> to y<sup>e</sup> ap<sup>d</sup> action and saith that he cannot gain say the action ap<sup>d</sup> of him the said p<sup>t</sup> nor but that the writing obligatory above mentioned is his true and deed and that he owes the ap<sup>d</sup> sume of eight hundred pounds of Tob. and is willing that Judgment should be entered for the same and Cost accruing: therefore it is considered by the Court here that is say this Court by third day of November Annoque Domini One thousand Seven hundred and seven that the ap<sup>d</sup> p<sup>t</sup> Thomas Bowne Recover against the said Deft Thomas Hattenponny the full & just sume of eight hundred pounds of Tobacco the Debt ap<sup>d</sup> as also the sume of two hundred eighty one pounds of Tobacco Cost by the ap<sup>d</sup> p<sup>t</sup> about his Suite in this behalfe repaid and by the Court here of his ap<sup>d</sup> adjudged and the said Deft in morey &c. *John Smith*

Court adjourns to Court in Course