

And that he have then and there the said writ to the whole said  
 Court viz. the twentieth day of November of some year last mentioned the day of  
 return of said writ came Lambert Wilmer Gent one of the Coronors of this County  
 and makes return thereof in these words thereon endorsed a writ viz  
 Capi Corpus of Sam. Wilmer Esq. and a Decd being filed when  
 said writ issued forth and a Copy thereof served therewith according to the  
 of assembly in such case made was a writ viz. of County of Christopher Esq.  
 of Kent County. Now to all Die Christopher Esq. of said County & province  
 was summoned to answer unto William Frisby Sheriff of said County of a plea  
 that he render to him of full just value of three thousand three hundred  
 & eighty pounds of Tobacco to be every way well qualified in good seasoned  
 casque of value of fourteen pounds Sterling money which he unjustly  
 detains &c. and whereupon the said plt. of Thomas Rowland his atty  
 saith that whereas of said Deft. of County ninth day of March Anno Domini  
 fourteen hundred and fifteen at St. Pauls Parish in Kent County as within  
 the Jurisdiction of this Court by his certain writing obligatory which the said  
 Deft. sealed with his Seal & as his deed delivered hereinto Court bearing  
 date whereof is the same day & year as granted himselfe his own and  
 firmly bounden to the said plt. then Sheriff of said County as being by  
 name of William Frisby Esq. of said County then in the said full & just value  
 three thousand three hundred and eighty pounds of Tobacco to be every way  
 well qualified in good seasoned casque of value of fourteen pounds  
 Sterling money to be paid to the said plt. in some convenient place in  
 the said County to the said plt. when thereunto required yet the  
 said Deft. altho often required the said three thousand three hundred and  
 eighty pounds of Tobacco to the said plt. hath not rendered or paid but  
 that to render or pay of said Deft. hitherto hath denied & yet done &  
 unjustly detains to of damage of the said plt. twenty pounds Sterling  
 money and thereupon he brings Suite to Rowland Esq. Negd  
 John Doe & Co. Red

and now at this Court the said Deft. being called came and the said plt.  
 by his atty. and prays that the said Deft. might give Special Bayle to  
 of action which was granted after which John Clarke of said County here in  
 Court came and acknowledged himselfe Special Bayle in of said action and did  
 under take for the said Deft. of payment of the debt as and cost thereon arising  
 if in case of said Deft. shall be cast in the same and the Condemnation of  
 shall not satisfy nor himselfe to the Custody of the Sheriff of said County altho  
 or that the said John Clarke the body of the said Christopher shall not render  
 &c. after which the said Deft. in his proper person came into  
 Court and appeared to the above action and saith that he cannot  
 gainsay