

return thereof in these words thereon endorsed as follows by Sepi Corpor

AND the app ptt by John Johnson his atty saith that the ptt is a person that doth not live in this County prays that he may have liberty to put Security for Est in the said Acton which was granted after which Thomas Boone of said County here in Court cometh and acknowledged himself as security for the said ptt and doth undertake to pay all costs as shall be expended in the said Acton by the said Deft of the same Deft shall appear to the same and likewise the ptt in the said Acton of the said ptt shall not pay of himselfe.

AND the app Deft by Thomas Boone his attorney appeared to the app Acton and prays liberty thereof to impale thereto and to answer at next Court which was granted the same day was given the ptt in like manner

at which said next Court viz. the eighteenth day of November the same year last mentioned the app cause standing for tryal came the app ptt by John Johnson his atty and the said Deft by his app atty and the app ptt by his said atty declare as follows viz. that Nathaniel Pearce of Kent County planter, also did Nathaniel Pearce of Kent County planter was summoned to answer unto John Ward of plea that he render him the full and just sum of nine thousand pounds of good sound Merchantable Case Tobacco and Cash of the value of forty five pounds Sterling money which from him he unjustly detains &c.

AND whereupon the app ptt by John Johnson his attorney saith that whereas the app Deft the thirteenth day of October in the year of our Lord Christ One thousand seven hundred and sixteen at S. Pauls Parish in Kent County within the Jurisdiction of this Court by his certain writing obligatory which he the said Deft sealed with his Seal and as his deed doth record hereto Court brought the date whereof in the same day and Year app granted himselfe holden and firmly bound unto the app ptt in the app full and just sum of nine thousand pounds of good sound Merchantable Case Tobacco and Cash of the app value of forty five pounds Sterling money to be paid unto the said ptt at the then dwelling plantation of the said Deft when therunto required yet the app Deft altho often required the app nine thousand pounds of Tobacco to the said ptt hath not paid but that to him to render or pay - hitherto hath denyed and still doth deny & unjustly detain to the damage of him the said ptt ninety pounds Sterling money and thereupon he brings Sute &c.

AND the app ptt by his app atty prays that the app Deft to his app Deft may answer rule is given to the app Deft to plead to the app Acton in two hours otherwise judgment to be rendered for want of a plea The time app being out for the filing a plea And no plea being put in whereby the app ptt may remain against the said Deft without defense Therefore it is considered by the Court here viz. this twenty first day of November Anno Domini one thousand seven hundred and eighteen that the app ptt John Ward