

Lord Baron of Baltimore his Exors adm<sup>r</sup>. or assigns to the which paym<sup>t</sup>. well and truly to be made. I bind me my heirs Exors and adm<sup>r</sup>. firmly by these presents in Witnes<sup>s</sup> whereof I have hereunto sett my hand this first day of Dec<sup>r</sup> and Year 1694. They also pray by reason of the condition of the writing Obligatory afo<sup>r</sup> and his Read to them in these words. Viz<sup>t</sup>. The condition of the above Obligation is such that if the above Bound Samuel shall well and truly pay or cause to be paid. unto the Said Lord Baltimore his heirs Ex<sup>r</sup>. adm<sup>r</sup>. or assigns the neat quantity of twelve hundred pounds of Tobacco as afo<sup>r</sup> convenient at some Landing place in the said County then these presents shall be void and of no Effect otherwise to stand in full force & vertue in the Law — which being read and heard the Said Merick and Alie say that the afo<sup>r</sup> Lady Baltimore her action afo<sup>r</sup> against them to have and Maintain ought not because they say that the afo<sup>r</sup> Samuel in his Life time the thirteenth day of July One thousand Six hundred and Ninety five paid the afo<sup>r</sup> neat quantity of twelve hundred pounds of Tobacco as afo<sup>r</sup> convenient at a landing place in the County afo<sup>r</sup> of Somerset afo<sup>r</sup> that is to say at a certain place called White Haven Town on the River of Wicaccamoc in the said County unto the afo<sup>r</sup> Lord Baltimore in his Life time which to him he ought to pay according to the form and Effect of the condition afo<sup>r</sup> and that they are ready to verify wherefore they pray Judgment if the afo<sup>r</sup> Lady Baltimore her action afo<sup>r</sup> against them to have & Maintain ought not.

Levii Gale & Deft<sup>r</sup>

And the afo<sup>r</sup> Margaret Lady Baltimore saith that she by any thing by the Said Merick and Alie his wife above in their plea alledged from having her action afo<sup>r</sup> ought not to be barred because she saith that the afo<sup>r</sup> Samuel in his Life time did not pay unto the afo<sup>r</sup> Lord Baltimore in his Life time afo<sup>r</sup> twelve hundred pounds of Tobacco at White Haven Town in Wicaccamoc River in the said County nor convenient at a landing place in the County of Somerset afo<sup>r</sup> which to him he ought to have paid according to the form and Effect of the condition afo<sup>r</sup> and that she prays may be Enquired of by the Country &c. & Allen &c. &c.

The Deft<sup>r</sup> Likewise I pray Deft<sup>r</sup>.

Thereupon Command is given to the Sheriffe of Somerset County that Immediately he cause to come here Twelve &c. by whom &c. who neither &c. to recognize &c. because as well &c. of which Said precept the Said Sheriffe to wit Joseph McCarter Gent<sup>l</sup>. Now hereat this day to wit the seveneenth day of March and Year One thousand Seven hundred & Twenty three afo<sup>r</sup> make Return that he hath here ready Twelve &c. as by his Said precept he was commanded. and now hereafterwards to wit the same day & Year come as were the said j<sup>st</sup> as the said Deft<sup>r</sup> by their attorneys afo<sup>r</sup> and the Jurors of that Jury therein Impannelled being called Likewise came to wit Thomas Deal, John Downes Sen<sup>r</sup>. John White Marmisco W<sup>m</sup>. Holland, Isaac Williams, John Beavis, Wille<sup>m</sup>. Bratton, David Hazard, John Calrich and Adam Spence Sen<sup>r</sup>. Edmund Hough, Wille<sup>m</sup>. Mill, who being duly elected tryed & sworn to say the truth in the premises upon their Oath do say that the afo<sup>r</sup> Samuel Worthington in his Life time did not pay unto the afo<sup>r</sup> Lord Baltimore in his Life time the afo<sup>r</sup> twelve hundred pounds of Tobacco.