

Our County Court of Somerset to be hold at Dividing Creek the thirduesday of March next
 to answer unto John Tunstall assignee of Hugh Porter according to the form of the act of
 assembly in such case provided of a plea that he tender unto him Sixty pounds Sterling -
 which to him he oweth and unjustly detaineth & hereof fail not at your peril and have you
 then and there this Witt Witness Samuel Hopkins Gent Chief Justice of Our said Court the
 20th Day of November in the 17th Year of Our Dominion & Anno Dom 1731 Thomas Hayward
 Clerk (Levin Gale) Issued December 20th 1731 — which being Enrolled and
 the said Thomas Fletcher having read the same he saith that the said John Tunstall
 assignee of the said Hugh Porter his action afo by Vertue of the Writing Obligatory -
 afo against him to have or maintain ought not because protesting that there is a
 Variance between the Writing Obligatory afo and the Original Witt above thereon
 Impetrated by means whereof that Witt ought to abate protesting also that the Decla-
 ration afo and the Matter therein Contained are altogether Insufficient in Law and
 that he thereto hath no Need or by the Law of the Land is in any sort held to answer for
 plea he Nevertheless saith that the said Hugh Porter at the time of the making the
 writing Obligatory afo and long before was and since hath been an Under Sheriff
 of the County of Somerset afo to Witt at that County in due form of Law according
 to the Laws Usages and Customs of this Province appointed and Qualified and that the
 said John Vidal in the writing Obligatory afo and the Condition of the Same Named was
 by due Course of Law at the time of the making the writing Obligatory afo in the Custody
 of the said Hugh Porter as Under Sheriff of the same County to Witt at that County and
 the said Thomas Fletcher further saith that that Writing was made and accepted by the
 said Hugh Porter by Colour of his Office of Under Sheriff of the said County of Somerset
 During the Confinement of the said John Vidal under the Custody of the said Hugh Porter
 as Under Sheriff of that County for the Ease and favour of the said John Vidal and for no other
 Cause whatsoever contrary to the form of the Statute in the twenty third Year of Our late
 Sovereign Lord King Henry the Sixth in such case provided and that he is ready to verify where-
 fore he prayeth Judgment if the said John Tunstall assignee of the said Hugh Porter his action afo
 against him to have or maintain ought &c. and the said Thomas Fletcher by the Licence of the
 Court here and according to the form of the Statute in such case made and provided further saith
 that the said John Tunstall assignee of the said Hugh Porter his action afo against him to
 have or maintain ought not because he saith that at a session of assembly begun and
 hold at the City of Annapolis for the province of Maryland on the twenty sixth day of April
 in the first Year of Our late Lord George the first by the grace of God of great Brittain
 and in the year of Our Lord One thousand seven hundred and fifteen by the Authority of the
 same assembly it was enacted that no Sheriff or Sub Sheriff within this Province after -