

by their attorneys aforesaid and the said Edmund says that he by any thing by the said Thomas in his plea aforesaid precluded from having and maintaining his action aforesaid against the said Thomas ought not to be precluded because he says that the said Thomas did not make mound and burn for the said Edmund the quantity of Sixty thousand good bricks according to Gauge at three Shillings and Six pence of Thousand Country pay and did not begin the first day of August next ensuing and finish by the first day of October then next ensuing the date of the said Writing Obligatory according to the force form and Effect of the Condition aforesaid as by his plea aforesaid he hath alleged and this he pray, may be Inquired by the County -

And the said Thomas singularly pray, Leave thereof to Imparels hereunder next Court to be held at dividing Creek the third Tuesday of March then next following and he hath it and the same day is given the aforesaid Edmund here also ~~the~~ All which day here came again as well the aforesaid Edmund -

though as the aforesaid Thomas singularly by their attorneys aforesaid and the said Thomas Relinquisheth his Beneficial aforesaid by him ^{find} above pretended and saith that he cannot deny the action aforesaid of the aforesaid Edmund though nor can he say but that the writing obligatory aforesaid is the deed of him the same Thomas singularly nor but that he owes the same Edmund the aforesaid twenty one pounds Curr^t money of Maryland in manner and form as the aforesaid Edmund above against him hath declared &c

Therefore it is Considered that the aforesaid Edmund though recover against the aforesaid Thomas singularly his debt aforesaid and his Damages by Occasion of the detention of the same Debt to: Six hundred and Twenty nine ⁶⁵⁷ pounds of tobacco to the same Edmund of his Assent by the Court here adjudged and the aforesaid Thomas in mercy ^{memorand^m} the plaintiff Relinquisheth all the debt above Save Six pounds and five Shillings Curr^t money and ^{the} ~~the~~

James Anderson } Command was given to the Sherife of Somerset County that he should Take
Ed. Peter Taylor } Peter Taylor late of Somerset County planter if he should be found in his bailiwick
and him should safe keep so that he might have his body the Justices of his Lordships
County Court of Somerset to be held at dividing Creek the third Tuesday of August Anno Dom one thousand seven hundred
and forty one to answer unto James Anderson of a plea of trespass upon the Case &c and the same day is given to the aforesaid
James here &c
All which day here came the aforesaid James Anderson by Robert Jenkins Henry his attorney
and the Sherife of Somerset County to wit John Hardy Gentleman at the same day returned that he had Taken the aforesaid
Peter Taylor whose body at he had here ready to answer the aforesaid James Anderson of the aforesaid plea as to him it
was Commanded - And where upon the said Peter Taylor put in his place George Douglas Gentleman attorney at Law
against the aforesaid James Anderson of the aforesaid plea ... Where upon at the request of the parties aforesaid day is