

Whereupon into Court there in his proper Person comes William Middleton of Charles County Merchant and becomes Pledge and Security for the said Thomas that if it should the said Thomas in the Plea afo<sup>rs</sup> should be found that then the said William yielded and granted that as well the Damages as all Costs which to the same Edward in this part should be adjudged of his Land & Chattels should be made and Levied to and for the Use of the said Edward if it should happen the said Thomas the Damages and Costs afo<sup>rs</sup> should not pay or his Body into the Custody of the Sheriff by Reason thereof

And the said Thomas by Jeremiah Chase his Attorney comes and appears before and before the Court and prays leave to impeach hereto until the next Court to be holden at Charles Town on the second Tuesday in March and he hath it and the same day is given to the same Edward here v<sup>o</sup>

At which day to wit the second Tuesday in March afo<sup>rs</sup> comes here as well the said Thomas as the said Edward by their Attorneys afo<sup>rs</sup> and the said Thomas by his said Attorney Prays further leave to impeach hereto until the next Court to be holden at Charles Town on the second Tuesday in June and he hath it and the same day is given to the same Edward here v<sup>o</sup>

At which day to wit the second Tuesday in June afo<sup>rs</sup> comes here as well the said Thomas as the said Edward by their Attorneys afo<sup>rs</sup> and the said Thomas by his said Attorney Prays further leave to impeach hereto until the next Court to be holden at Charles Town on the second Tuesday in August and he hath it and the same day is given to the same Edward here v<sup>o</sup>

At which day to wit the second Tuesday in August afo<sup>rs</sup> comes here as well the said Thomas as the said Edward by their Attorneys afo<sup>rs</sup> and the said Thomas by his said Attorney Prays further leave to impeach hereto until the next Court to be holden at Charles Town on the second Tuesday in November and he hath it and the same day is given to the same Edward here v<sup>o</sup>

At which day to wit the second Tuesday in November afo<sup>rs</sup> comes here as well the said Thomas as the said Edward by their Attorneys afo<sup>rs</sup> and the said Edward by his said Attorney Prays further leave to impeach hereto until the next Court to be holden at Charles Town on the second Tuesday in March and he hath it and the same day is given to the same Edward here v<sup>o</sup>

And now here at this day to wit the second Tuesday in March afo<sup>rs</sup> comes as well the said Thomas as the said Edward by their Attorneys afo<sup>rs</sup>

Whereupon all and singular the Points being by the Court here according to the Directions of the Act of Assembly in such Cases late made & provided fully seen heard and tendered and due Deliberation thereupon had it is adjudged and Decreed that the said Edward take nothing by his Suit afo<sup>rs</sup> but he and his Pledge of Prosecuting him Mercy v<sup>o</sup> and the said Thomas go thereof without Day v<sup>o</sup> It is likewise considered that the said Thomas cannot do Recover against the said Edward for the

Bounds of Tobacco for his Costs and Charges by him about his defence in this part sustained to the same Thomas Canwood at his Request by the Court here adjudged to the full force and Effect of the Statute in those Cases late made and provided and that the same Thomas Canwood have thereof Execution