

August Court Anno Domini 1759

1295

Unto the said Hugh Mitchell his certain attorney Esq. Adm^r or assigns the just and full sum of Nine Hundred & Thirty Pounds of Tobacco upon demand with legal Interest for the same then the above Obligation to be paid &c. to Remain in full force and Virtue in Law & Shall & Deliv^d.

Wm Steward

In the presence of

Garvin

And the said William Steward by William Middleton his attorney comes and defends the force and Injury when &c. and says that he cannot deny the action afo. of him the said William nor but that he owes to the afo. Hugh Mitchell the said Sum of Eighteen Hundred and Sixty pounds of Tobacco in manner and form as the said Hugh Mitchell above against him complains. Therefore it is considered by the Court here that the said Hugh Mitchell do recover against the said William Steward his debt aforesaid and his damages by occasion of detaining that debt to One Hundred and Eighty four Pounds and One Quarter of a pound of Tobacco to the same Hugh Mitchell on his Assent by the Defⁿ in med^l Court here Adjudged, and the said William Steward in Wobey &c.

Hugh Mitchell Deb^t

Samuel Chunn's Judgment of Cognovit actionem

Charles County s^r. Samuel Chunn late of Charles County Planter otherwise called Samuel Chunn of Charles County was Summoned to answer unto Hugh Mitchell of a plea that he tender unto him the full and just Sum of Four Thousand Pounds of Tobacco which to him he owes and unjustly retains and so forth. And whereupon the same Hugh Mitchell by Jeremiah Case his Attorney saith that whereas the afo. Samuel Chunn the fourteenth day of June in the year of our Lord One Thousand Seven Hundred and forty seven at Charles County afo. by his certain Writing Obligatory Granted himself to be held and firmly bound unto the afo. Hugh Mitchell in the afo. Sum of Four Thousand Pounds of Tobacco to be paid to the afo. Hugh Mitchell when he should be thereunto afterwards Requested. Nevertheless the afo. Samuel hath often since Requested the afo. Sum of Four Thousand Pounds of Tobacco nor any part thereof to the afo. Hugh's hath not Remained or Paid but the same to him to demand and pay hath hitherto altogether Requested and Sued to the purpose to pay the same wherefore he saith he is the worse and hath damage to the value of Eight Thousand Pounds of Tobacco and therefore he brings Suit and he brings hereinto Court the Writing Obligatory afo. which the debt afo. inform afo. testifies whose date is the day and year first aforesaid and so forth.

Iled: &c. the 11th day of June

And the afo. Samuel Chunn by his attorney Comes and defends the force and Injury when and so forth and prays a hearing of the Writing Obligatory afo. and it is Read unto him and he also prays a hearing of the Condition of the said Writing Obligatory and he has it KNOWN all men by these Presents that Samuel Chunn of Charles County is held and firmly bound unto Hugh Mitchell in the full and just Sum of Four Thousand Pounds of Tobacco to be paid unto the said Hugh Mitchell his certain Attorney Esq. Adm^r or assigns to the which payment well and truly to be made and done of him myself my Heirs Ex^{ors} and adm^{rs} in the whole and for the whole firmly by these Presents sealed with my Seal and dated this 11th day of June Anno Domini One Thousand Seven Hundred and forty nine The Condition of the above Obligation is such that if the above bound Samuel Chunn do and shall not well and truly pay or

(Cause)