

Liber N N he unjustly detaines Att which said ninth day of April the same Sheriffe maketh returne of the writt aforesaid that he hath taken the said Ralph Hutchinson whose body he hath as by the same Writt he was comanded

Afterwards to witt the thirteenth day of April in the yeare aforesaid came the said plaintiffes by George Parker their Attorney, & moved the Court (the Defend<sup>t</sup> being a fforreigner) for speciall bayle & itt is granted by the Court here Then came the said ~~Ralph Hutchinson~~ with W<sup>m</sup> Salsbury his suerty, & undertooke in open Court for the said Ralph in the sume of six thousand pounds of tobacco to be Levyed of his lands & tenem<sup>ts</sup> Goods & Chattells to the use of the plaintiffes upon this Condiçõ That if the said Ralph Hutchinson plaintiffes shall obtaine a judgem<sup>t</sup> in an accõ of debt depending in the said Court ag<sup>t</sup> the said Ralph Hutchinson, that then the said Ralph shall pay the condemnacon or deliver himselfe to the prison of the Sheriffe of the County of S<sup>t</sup> Maryes, or that he the said W<sup>m</sup> Salsbury will doe itt for him

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April 13<sup>th</sup> 1678.

Ordered by the Court, that all such Judgem<sup>ts</sup> as are allready obtained in the Provinciall Court ag<sup>t</sup> the Estate of Thomas Carleton deceased be first paid out of the Judgem<sup>ts</sup> obtained ag<sup>t</sup> Thomas Todd Ex<sup>r</sup> of the last Will & testam<sup>t</sup> of Thomas Todd deceased & Charles James gent<sup>l</sup> suerties upon the Administracon of the Estate of the said Thomas Carleton att the suite of the Lord Prop<sup>ty</sup>

Matthew Paine } John ffaning otherwise called John ffaning of  
ag<sup>t</sup> } Charles County in the Province aforesaid gent<sup>l</sup> was  
John ffaning } Sumoned to Answer unto Matthew Paine Marriner  
of a plea that he render unto him twenty eight thousand seven hundred forty & six pounds of to<sup>b</sup> w<sup>ch</sup> to him he owes & unjustly detaines

And whereupon the said Matthew Paine by Christopher Rousby his Attorney saith That whereas the said John ffaning the fourth day of April 1677 by his certaine bond or writeing obligatory Sealed with the Seale of him the said John ffaning & here in Court produced whose date is the day & yeare above said was holden & firmly bound unto Matthew Paine of London in the County of Midd<sup>x</sup> Maryner in the full & just Sume of twenty Eight thousand Seven hundred forty & six p<sup>ds</sup> of good sound M<sup>r</sup>chantable leafe to<sup>b</sup> in caske to containe the same to be paid unto the said Matthew Paine his heyres Ex<sup>rs</sup> Adm<sup>rs</sup> or certaine Attorney att or upon the tenth day of Novemb<sup>r</sup> next ensuing the date thereof To the which paym<sup>t</sup> well & truely to be made & performed the said John ffaning did binde himselfe his heyres Ex<sup>rs</sup> or Ad<sup>rs</sup> firmly by those p<sup>r</sup>sents Notwithstanding which the said John ffaning the said sume of twenty