By his certain writing obligatory which he the said Defft Sealed
with his Seale and as his deed Delivered herewith Court brought the
Date whereof is the same day & year aft Granted himselfe to be Bou
and firmly Bounden to the aft pltf in the aft Sume of Eighteen
pounds ten Shillings Current money of the aft Province to be paid to
the said pltf when thereunto required & yt the aft Defft altho often
required the aft Eighteen pounds ten Shillings to the aft pltf hath
not paid but that to pay the said Defft hitherto hath denied & yet
denys to y^e damage of the said pltf five pounds Current money aft
& thereupon the Writt Sute &c. Returnd Executed &c. And
at the Court
and the said Defft being Called came and the said pltf by his attorney aft
prays that the said Defft may give Speciall Baile to the aft Action
which is granted and that he be kept in safe Custody by the Sheriff
of said County untill the Sheriff give Speciall Baile as aft & after which
came into Court John Cawsey of said County and Acknowledged himself
as Speciall Baile in the aft Action that is to say He doth undertake for the
aft Defft the payment of the debt aft and Cost thereon Accruing & the Defft
pltf shall obtaine Judgment against the said Defft in the aft Action
of Debt and the said Defft the Condemnation shall not Satisfie nor
himselfe to the Custody of the Sheriff of said County deliver or that
the aft John Cawsey the Body of the aft Defft shall not render &c.
Rule is by the Court to the said Defft given that he plead the Twenty
Day of y^e Month in the morning otherwise Judgment to be rendered.
for want of the Same . . And the said Defft by John Johnson
his attorney appeared to the aforesaid Action Upon which the said Defft
comes into Court and Saith that he cannot gainsay the Action aft &
but the said pltf not but that the writing obligatory aboove mentioned
is his Act and deed and is willing that Judgment Should be entered
for the Same Sume aboove mentioned and Cost thereon Accruing provided
the pltf will release the Penalty of the aboove mentioned obligation —
Wherefore it is Considered by the Court here that the Twentieth Day of
March Anno Domini One thousand Seven hundred and Seventeen That the
said pltf William Fridy do recover against the said Defft John Mole as
well the aft Sume of Eighteen pounds ten Shillings Current money Debt
as also the Sume of Four hundred and nine pounds of Tobacco Cost by the
aft pltf about his Sute in this behalfe Expended and by the Court here of
this assent adjudged and the said Defft in mercy
and the aft pltf comes into Court & relinquishes the Penalty of the aboove
obligation in the Judgment aft & being three pounds five Shillings