

Christopher Foster

Abraham Isaac

continued till the next court

but lost the King

William Jenkins Thomas Williamson

and Robert Mason

Pl.

Def.

In Chancery

Pl.

In Debt

Def.

This day came the parties by their attorneys and thereupon came also a jury, to wit, Charles Sommers, Henry Blund, Joseph Eds, John Ritchell, George Brarich, J^r Underwood, William Washington, Isaac Mason, Richard Kirby, William Fidler, William Pope and Joseph Delk who being elected by the said parties to speak upon the issue joined upon their oath do say that the defendants have broken the condition of the recognizance in the declaration mentioned "And thereupon the said William Jenkins, Thomas Williamson and Robert Mason by their attorney ren at this day come and pray the judgment on the writ and proceeding aforesaid may be stayed for the following reasons, to wit, first It appears by the recitation of our sovereign lord the King that the writing therein supposed to have been entered into by the said defendant as a recognizance was taken by Samuel Blund, late Sheriff of the said county of Staffordshire who was not empowered by law to take recognizances and therefore the same supposed recognizance was void absolutely secondly that the said attorney of our said lord the King by the said declaration demands against the said Defendant that they jointly render to our sovereign lord the King the sum of forty pounds when it appears by the said declaration that the said defendant undertook by the said supposed recognizance each one for himself and not one for the other in several Discreet sums amounting in the whole to the said sum of forty