

Laurence Smith and company ^{plffs}
 against
 John B. Westbrook. - - - - - ^{Def} In Debt

James Harris here in court undertakes for the defendant that in case he shall be cast in this suit he the said defendant will pay and satisfy the condemnation and Judgment of the court or raise his body to prison in execution for the same or that he the said James Harris will do so for him -

Sterling Wells. - - - - - ^{Plff}
 against
 William Johnson and Edmund Cotton. ^{Def} Upon a bond for the forthcoming
 of property taken upon the damns
 of a writ of *Quia Facias* ^{sent out of this court by the}
 plaintiffs against the defendants William Johnson and
 William Saunders -

This cause having been continued from day to day, came the parties by their attorneys and appearing by the affidavit of David Newsum that the said Cotton hath had legal notice of this motion, and the defendant offered a witness to wit, Thomas Capelle, to prove the delivery of the property according to the condition of the bond the attorney for the plaintiffs objected to his testimony for this that as the sheriff having made his return on the *perpetual* in pursuance of which the bond was taken, that the forthcoming ^{had} was ^{not} ~~not~~ no parcel testimony could be offered to disprove the sheriff's return that being a matter of record, and that the defendants remedy was against the sheriff for a false return, the opinion of the court being taken they refused to hear the testimony of Capelle to which opinion the attorney for the ^{plffs} excepted and filed his bill of exceptions which was signed and sealed by the court - Therefore it is considered by the court that the plaintiff may have Judgment and execution against the ^{def} for Twenty pounds thirteen shillings and six pence the penalty of the said bond and his costs by him in this behalf expended and the said defendant in mercy &c.

But this Judgment is to be discharged by the payment of Ten pounds six shillings and nine pence with Interest thereon to be computed after the rate of six per centum per annum from the eleventh day of April one thousand eight hundred and seven till payment and the costs -