

William Russell } In the Superior Court  
vs  
Thomas H Tindall }

And the said William Russell by his attorney as to the  
said plea of the said Defendant by him first above pleaded saith  
that the said William by reason of any thing <sup>by</sup> that the said Thomas  
in that plea alleged ought not to be barred from having  
and maintaining his aforesaid action thereof against him  
because he says that the said ~~writing~~ ~~obligation~~ deed in  
the said declaration mentioned was obtained fairly and honestly  
by him the said William and not by fraud ~~concocted~~ ~~mis~~  
representation in manner and form as the said Thomas hath  
in his said plea by him first above pleaded alleged and  
tho' he the said William prays may be required of by the County  
se

Searcy for plff

And the said William as to the said plea of the said Thomas by him  
secondly above pleaded saith that the said William by reason of any  
thing by the said Thomas in that plea alleged ought not to be  
barred from having and maintaining his aforesaid action thereof  
against him because he says that the said Thomas did not  
pay to him the said William the said sum of money in the  
said deed mentioned with the lawful interest for the same in  
manner and form as the said Thomas hath above in his <sup>second</sup> ~~said~~  
plea in that behalf alleged and tho' he the said William  
prays may be required of by the County se

Searcy for plff

And the said William as to the said plea of the said Thomas by him  
thirdly above pleaded saith that the said William by reason  
of any thing by the said Thomas in that plea alleged ought  
not to be barred from having and maintaining his aforesaid  
action thereof against him because he says that he the