Att: John Hampton vs John Deakins — } Annarund County ss. John Deakins of Prince Georges County planter was attached to answer unto John Hampton of a plea of trespass on the Case &c. —

And Whereupon the same John Hampton by Wornell Hunt his attorney Complaines that whereas the afsd John Deakins the 12th day of Aug. Anno Dom 1708 at the County of Annd. afsd according to the Custome between Merchts and others of this the province of Maryland and the City of London in England of old used made and drew his first bill of Exchange wth his proper hand subscribed bearing date the day & year afsd to a Certain Tobias Bowles Merch in Deale resideing and Negotiating directed and by the same bill requested the said Tobias at thirty days Sight of such bill of Exchange his second and third of the same tenor & date not being paid to pay to the afsd John Hampton or his ordr. the sum of £12:13:8 ster for value received whereof the afsd Tobias afterwards on the 25th day of Feby Anno Dom 1708 afsd at Deale afsd had notice and then and there was Requested to pay the said sume of 12-13-8 Ster for value received to the ordr. of afsd John Hampton and the afsd John Hampton in fact says that the afsd Tobias Bowles after thirty days sight of the afsd bill and notice as afsd hitherto hath not paid to the afsd John or his ordr. the afsd sume of 12:13:8 and that for want of payment thereof the afsd John after thirty days sight of the afsd first bill of Exchange by the afsd Tobias and on the afsd 25th day of Feby in the yeare 1708 afsd at Deale afsd caused or Caused to be protested the afsd first bill of Exchange the second and third of the same tenure and date not being paid according to the Custome of Merchts afsd whereof the said John Deakins afterwards the fourth day of Feby Anno Dom 1709 at the County afsd had Notice and the same day year & place in Consideration thereof and of the Custome afsd upon himself assumed and to the said John Hampton then & there faithfully promised that he the sd. John Deakins the afsd sum of 12:13:8 Ster togeather with all the damages Interests and Costs by the said Jon. Hampton susteined or to be suffered by Reason of the protesting of the bill afsd to the said John Hampton whensoever thereunto required would well and truly Content & pay Nevertheless the afsd John Deakins his promise and assumption afsd not Regarding but minding and fraudulently Intending the same John Hampton in this behalfe Craftily and Subtilly to deceive and Defraud the afsd sume of 12:13:8 Ster together with the Interest damages & Costs of protest afsd or any part thereof to the said John Hampton although requested 15th day of Feby 1709 afsd at the County afsd hath not paid but the same to him to pay hath refused and still doth Refuse to the Damage of the said John Hampton £20 Ster Wherefore he brings this Suit &c — pledges &c. J: Doe & R: Roe —

And the said John Deakins by Wm. Bladen his attorney Comes and defends the force and Injury when &c. and prays Leave to Imparle hereunto untill next Court and it is granted him the same day is given to the plt also At wch said next Court to witt the 10th Day of Novr. Anno Dom 1710 Comes againe the said John Hampton by his attorney afsd and thereupon Josiah Wilson who became speciall bayle for the said John Deakins in the action afsd now brings into Court the said John Deakins and Surrenders him up in order to be Cleared from his bayle afsd — And thereupon the said Jno. Deakins at the prayer of the said plt. is adjudged to Give

Give further bayle to the action afsd or be Committed for want thereof — (The said Josiah Wilson being discharged from his bayle by the surrendring up of the said Deakins afsd) — Whereupon the said John Deakins for want of further Speciall bayle in the action afsd is Committed into the Custody of the Sherif of Prince Georges County (Coll. Josiah Wilson Gent.) there to Remaine untill &c. the said Sherif being present took Charge of the said Deakins accordingly — And thereupon the said John Deakins in Custody as afsd by his attorney afsd prays further leave to Imparle hereunto untill next Court & he hath it & the same day is given to the plt. also — At wch said Next Court to witt the ...th Day of Aprill Anno Dom 1711 Comes againe as well the said John Hampton by his attorney afsd as the said John Deakins in Custody afsd by his attorney afsd & the said John Deakins in Custody as afsd by his said attorney prays further leave to Imparle hereunto untill next Court & he hath it & the same day is given to the plt also At wch said next Court to witt the 17 day of July Anno Dom 1711 Comes againe as well the said John Hampton by his attorney afsd as the said John Deakins in Custody as afsd by his attorney afsd & the sd. Jno. Deakins in Custody as afsd by his said attorney as before defends the force and Injury when &c. And for plea saith that the plt his action afsd brought agt him to have & maintaine ought not because he saith that on the fourth day of Feby Anno Dom 1709 or at any time before the obtaining the Originall Writt in this action he had not any notice of all or any the bills of Exchange afsd being protested or was the same with the Interest & damages of protest sent him and of this before the said plt. sued out the Originall writt in this action — And this he is ready to verifie wherefore prays Judgt. if the plt. his action afsd brought to have & maintaine ought &c. — Whereupon forth as the said plt. by his attorney afsd Cannot Gainsay the plea of the afsd defendant so as afsd pleaded nor but that the said Defendt ought to Recover his Costs of suite in this behalfe Expended agt the said plt. — Wherefore the said plaintiff prays Judgt. for his Damages by occasion of the premises afsd to the sume of fifteen pounds four shills & fourpence three farthings Ster wch the sd Defendt by the attorney afsd Cannot Gainsay but that the said plt ought to Recover his damages by occasion of the premises afsd to the said sum of fifteen pounds four shills & four pence three farthings Ster against him — Wherefore it is Considered by the Justices here the [struck through] 17th Day of July Anno Dom 1711 afsd that the said John Hampton Recover against the said John Deakins the same of fifteen pounds four shills & four pence three farthings Ster his Damages by occasion of the premises afsd & the defendt in Mercy &c. And also it is Considered by the Justices here that the said John Deakins Recover agt the said John Hampton the sume of
528 pounds of tobo. by the Court here adjudged unto him for his Costs & Charges about his Defence in this behalfe Laid out & Expended &c. —

Elsewhere as appears to witt in Octr. Court 1710

Att: Richard Bennet vs Wm. Comegys & Mary wife Exx. Moses Alford } Maryland ss. William Comegys of Kent County planter and Mary his wife Executrix of the testament of Moses Alford of Cecill County planter were summoned to answer unto Richard Bennet Merchant of a plea that they render unto him the full Just sum of one hundred pounds of good & Lawfull money of England &c from him they unjustly detain &c. —

And Whereupon the same Richd. Bennet by Wornell Hunt his attorney says that whereas the afsd Moses in his Lifetime to witt the 13th Day of June Anno Dom 1705 at the County of Annd. in the province afsd by his Certain writing obligatory signed with his seale wch the said Richard here into Court brings whose date is the same day & yeare)