thereupon the said David Morgan Junr at the prayer of the pltfs is adjudged to give
Security for his appearance at the next Court which is granted and thereupon the said David Morgan Junr is committed unto the Custody of the
said Sheriff by him to be safely kept until &c And the said Sheriff being Prudentially took
charge of the said David Morgan Junr accordingly Thereupon day is given unto
the said David Morgan Junr in Custody as aforesaid until next Court And the same day is given
to the pltfs also Att which said next Court to wit the 11th day of July Anno Domi 1710
Come again the said Richd Johns & Mary Johns Exrs as aforesaid by their attorney aforesaid And thereupon the said David
Morgan Junr in Custody as aforesaid by Richd Dallam his attorney comes and defends the force Injury when &
when & prays Leave to Imparle here unto until next Court and he hath it & the same day is given
to the pltfs also Att which said next Court to wit the 11th day of April Anno Domi 1711 Come again as
well the said Richd Johns & Mary Johns Exrs as aforesaid by their attorney aforesaid as the said David Morgan Junr in Custody
as aforesaid by his attorney aforesaid & the said David Morgan Junr in Custody as aforesaid by his said attorney prays
Leave to Imparle here unto until next Court & he hath it & the same day is given to the pltfs also
Att which said next Court to wit the 17th day of July Anno Domi 1711 Come again as well the said Richd
& Mary by their attorney aforesaid as the said David Morgan Junr in Custody as aforesaid by his attorney aforesaid And the said
David Morgan Junr in Custody as aforesaid by his Attorney prayeth further Leave to Imparle here unto
until next Court and he hath it & the same day is given to the pltfs also Att which said next
Court to wit the 2d day of October Anno Domi 1711 Come again as well the said Richd & Mary Exrs as aforesaid
by their attorney aforesaid as the said David Morgan Junr in Custody as aforesaid by his attorney aforesaid & the said David
Morgan Junr in Custody as aforesaid by his said attorney prays further Leave to Imparle here unto until
next Court he hath it and the same day is given to the pltfs also & Att which said next Court to
wit the 2d day of April Anno Domi 1712 Come again as well the said Richd & Mary Exrs as aforesaid by
their attorney aforesaid & the said David Morgan Junr in Custody as aforesaid by his attorney aforesaid & the said David
Morgan in Custody as aforesaid by his attorney prays further Leave to Imparle here unto until next
Court he hath it & the same day is given to the pltfs also Att which said next Court
to wit the 16th day of July Anno Domi 1712 Come again as well the said Richd Johns & Mary Johns
Exrs as aforesaid by their attorney aforesaid as the said David Morgan Junr in Custody as aforesaid by his attorney aforesaid &
David Morgan in Custody as aforesaid by his said attorney as before defends the force Injury when &
and saith that the pltfs Richd & Mary of their own wrong & without any cause him to have Detained
not because he is thereby that the aforesaid Richd & Mary Exrs of the said Abraham Johns deed have in
their hands & possn one Mortgage made by the same David to the said Abraham in his lifetime
of the Southhalf Tract of the same David for Securing the payment of the Sum of ninety
pounds Curt Sterling dated the 23d day of June 1707 of which said Sum of ninety pounds
Consideration money in the mortgage mentioned the aforesaid Sum of 45 £ is yet in the debt & above
specified is the parcell of said mortgage remaines in full force & unsatisfied And this
he is ready to verifie And therupon he prays Judgment whether they the said Richd & Mary as Exrs of their
action aforesaid ought to have & maintain their Writ & Action And the said Richd & Mary Exrs &c
aforesaid say that they the aforesaid David in manner & forme aforesaid above pleaded & the matter in the
same contained are insufficient in Law to barr the aforesaid Richd & Mary Exrs &c from having & maintaining
their action aforesaid against him the said David And that they the said pltfs in manner & forme aforesaid
pleaded have no need nor by the Law of the Land are obliged to answer unto the same And this they
are ready to verifie wherefore for want of sufficient in this part the said Richd & Mary pray
Judgment and their Damages by reason of the premises to be awarded to them &c And the
Court upon hearing & mature deliberation of the premises to be by them adjudged & considered
Court to the Court here now that the deft is not by him guilty in manner & forme as he
hath above pleaded in that case & thereupon it is considered by the Court aforesaid that the aforesaid
pltfs Richd & Mary Exrs &c aforesaid shall have & recover against the said deft David Morgan
the aforesaid Sum of forty eight pounds five shillings Sterling in the said Mortgage mentioned
& also their damages by occasion of the premises aforesaid to the Court here now
assessed to the Sum of forty shillings Sterling which said Sum of forty eight pounds five
shillings Sterling & forty shillings damages aforesaid in manner & forme aforesaid
were adjudged to the said pltfs Richd & Mary Exrs &c aforesaid & the said David Morgan
Junr in Custody as aforesaid in mercy &c But the said David Morgan in Custody as aforesaid
Solemnly called Comes not but makes
Default whereby the pltfs remaines & the deft without further defence
Therefore it is Considered by the Justices here the 16th day of July Anno Domi 1712 aforesaid
& Richd Johns & Mary Johns surviving Exrs &c as aforesaid recover against the said David Morgan in Custody
aforesaid as well the Sum of forty seven pounds Eighteen shillings their Damages by occasion of the
premises aforesaid as also the Sum of
Pounds of tobacco
Clerk

Clerk and sent to the Sheriff of Calvert County aforesaid to be served upon the said David Morgan Junr in Custody
as aforesaid for his appearance at the next Court which is granted And thereupon the said David
Morgan Junr in Custody as aforesaid to answer unto the said pltfs above declaration until next Court and the same day
is given to the pltfs also All which said next Court to wit the 2d day of October Anno Domi 1710
Come again the said Richd Johns & Mary Johns Exrs as aforesaid by their attorney aforesaid And thereupon the said David
Morgan Junr in Custody as aforesaid by Richd Dallam his attorney comes and defends the force Injury when &
and prays Leave to Imparle here unto until next Court and he hath it & the same day is given
to the pltfs also Att which said next Court to wit the 2d day of April Anno Domi 1711 Come again as
well the said Richd Johns & Mary Johns Exrs as aforesaid by their attorney aforesaid as the said David Morgan Junr in Custody
as aforesaid by his attorney aforesaid & the said David Morgan Junr in Custody as aforesaid by his said attorney prays
Leave to Imparle here unto until next Court and he hath it & the same day is given to the pltfs also
Att which said next Court to wit the 17th day of July Anno Domi 1711 Come again as well the said Richd
& Mary by their attorney aforesaid as the said David Morgan Junr in Custody as aforesaid by his attorney aforesaid & the said
David Morgan Junr in Custody as aforesaid by his Attorney prayeth further Leave to Imparle here unto
until next Court and he hath it & the same day is given to the pltfs also Att which said next
Court to wit the 2d day of October Anno Domi 1711 Come again as well the said Richd & Mary Exrs as aforesaid
by their attorney aforesaid as the said David Morgan Junr in Custody as aforesaid by his attorney aforesaid & the said David
Morgan Junr in Custody as aforesaid by his said attorney prays further Leave to Imparle here unto until
next Court he hath it and the same day is given to the pltfs also & Att which said next Court to
wit the 2d day of April Anno Domi 1712 Come again as well the said Richd & Mary Exrs as aforesaid by
their attorney aforesaid & the said David Morgan Junr in Custody as aforesaid by his attorney aforesaid & the said David
Morgan in Custody as aforesaid by his attorney prays further Leave to Imparle here unto until next
Court he hath it & the same day is given to the pltfs also Att which said next Court
to wit the 16th day of July Anno Domi 1712 Come again as well the said Richd Johns & Mary Johns
Exrs as aforesaid by their attorney aforesaid as the said David Morgan Junr in Custody as aforesaid by his attorney aforesaid &
David Morgan in Custody as aforesaid by his said attorney as before defends the force Injury when &
and saith that the pltfs Richd & Mary of their own wrong & without any cause him to have Detained
not because he is thereby that the aforesaid Richd & Mary Exrs of the said Abraham Johns deed have in
their hands & possn one Mortgage made by the same David to the said Abraham in his lifetime
of the Southhalf Tract of the same David for Securing the payment of the Sum of ninety
pounds Curt Sterling dated the 23d day of June 1707 of which said Sum of ninety pounds
Consideration money in the mortgage mentioned the aforesaid Sum of 45 £ is yet in the debt & above
specified is the parcell of said mortgage remaines in full force & unsatisfied And this
he is ready to verifie And therupon he prays Judgment whether they the said Richd & Mary as Exrs of their
action aforesaid ought to have & maintain their Writ & Action And the said Richd & Mary Exrs &c
aforesaid say that they the aforesaid David in manner & forme aforesaid above pleaded & the matter in the
same contained are insufficient in Law to barr the aforesaid Richd & Mary Exrs &c from having & maintaining
their action aforesaid against him the said David And that they the said pltfs in manner & forme aforesaid
pleaded have no need nor by the Law of the Land are obliged to answer unto the same And this they
are ready to verifie wherefore for want of sufficient in this part the said Richd & Mary pray
Judgment and their Damages by reason of the premises to be awarded to them &c And the
Court upon hearing & mature deliberation of the premises to be by them adjudged & considered
Court to the Court here now that the deft is not by him guilty in manner & forme as he
hath above pleaded in that case & thereupon it is considered by the Court aforesaid that the aforesaid
pltfs Richd & Mary Exrs &c aforesaid shall have & recover against the said deft David Morgan
the aforesaid Sum of forty eight pounds five shillings Sterling in the said Mortgage mentioned
& also their damages by occasion of the premises aforesaid to the Court here now
assessed to the Sum of forty shillings Sterling which said Sum of forty eight pounds five
shillings Sterling & forty shillings damages aforesaid in manner & forme aforesaid
were adjudged to the said pltfs Richd & Mary Exrs &c aforesaid & the said David Morgan
Junr in Custody as aforesaid in mercy &c But the said David Morgan in Custody as aforesaid
Solemnly called Comes not but makes
Default whereby the pltfs remaines & the deft without further defence
Therefore it is Considered by the Justices here the 16th day of July Anno Domi 1712 aforesaid
& Richd Johns & Mary Johns surviving Exrs &c as aforesaid recover against the said David Morgan in Custody
aforesaid as well the Sum of forty seven pounds Eighteen shillings their Damages by occasion of the
premises aforesaid as also the Sum of
Pounds of tobacco
Clerk

Whereupon the said David Morgan Junr at the prayer of the pltfs is adjudged to give
Security for his appearance at the next Court which is granted and thereupon the said David Morgan Junr is committed unto the Custody of the
said Sheriff by him to be safely kept until &c And the said Sheriff being Prudentially took
charge of the said David Morgan Junr accordingly Thereupon day is given unto
the said David Morgan Junr in Custody as aforesaid until next Court And the same day is given
to the pltfs also Att which said next Court to wit the 11th day of July Anno Domi 1710
Come again the said Richd Johns & Mary Johns Exrs as aforesaid by their attorney aforesaid And thereupon the said Richd & Mary Exrs as aforesaid by their attorney aforesaid declare against the said David Morgan Junr in
Custody as aforesaid as follows Viz
Anne Arundel County ss David Morgan Junr late of Anne Arundel County aforesaid was attached to answer unto
unto Margaret Johns and Richard Johns Surviving Exrs of the Testament
of Abraham Johns deed of a plea of the case &c
And whereupon the said Margaret & Richard by their attorney complain
that whereas the said David Morgan on the 18th day of August Anno Domi 1708 at Anne Arundel Town
in the County of Anne Arundell aforesaid according to the Custome of Merchants and Merchandizing of the
Province of Maryland & the City of London in England sold & made and drew up his Bill Obligatory
with his proper hand subscribed bearing date the day & year aforesaid to a certain John Hyde of London
in London residing Merchant being drawn and by the same Bill required the said John Hyde at
twenty days sight of such bill of Exchange his second third or fourth Bill of the same Tenor &
date not being paid to pay to the said Richard Johns and Mary Johns Exrs of the said Abraham
Johns deed or their Order the Sum of forty eight pounds five shillings Current money of England which
the said John Hyde afterwards on the 4th Day of Feby Anno Domi 1708 had accepted & Lond[on] had
had notice and then & there was required to pay the said Sum of forty eight pounds five
shillings to the said Richd and Mary Exrs of the said Abraham and that the
said Mary & Richard in fact say that the said John Hyde after twenty days sight of the said Bill
or since or since as yet hath not paid to the said Mary & Richd Exrs as aforesaid
their or the said Sum of forty eight pounds five shillings and that for want of Payment thereof
the said Mary & Richd after twenty days sight of the said Bill by the said John Hyde on the
twenty fifth day of March in the year aforesaid at London aforesaid protested & caused to be protested the
said first Bill of Exchange the second third & fourth of the same tenor & date not being paid
according to the Custome of Merchants and whereof the said David Morgan the 26th day of
Feby 1709 at the County of Anne Arundel aforesaid had notice and the said Mary & Richard in fact say
they paid the Value of the said Sum of forty eight pounds five shillings to the said David in the
year & place last above mentioned in Exchange for the same & of the Custome aforesaid upon himself
assumed & the said Richard & Exrs of the said Abraham their & there faithfully promised the
said David the aforesaid Sum of forty eight pounds five shillings together with all the Damages
Interest and Costs by the said Richd & Mary Exrs suffered or to be suffered by reason of the not paying
of the Bill aforesaid by the said John Hyde which after thereunto required in due and well and truly
manner & form he the said David his promise & assumption aforesaid not regarding but
minding & fraudulently intending the same Richd in this part craftily & subtilly
to deceive & defraud the aforesaid Sum of forty eight pounds five shillings Sterling & full satisfy
damages & costs & protest aforesaid to the said Richd & Mary Exrs &c aforesaid
of the 26th day of Feby Anno Domi 1709 & that the County aforesaid as yet all & singular not paid but the
same to them to pay hath & doth refuse & still doth deny to their Damage of fifty Eight
pounds five shillings Sterling & therefore they bring their suit &c And bring into Court
the Letters Testamentary whereby they
Sheriff
Whereupon the said Richd Johns & Mary Johns Exrs as aforesaid by their attorney aforesaid
attorney pray that a Copy of the above declaration may be made and attested by the
Clerk