(76)

Attwhich said Third tuesday to wit the 11th day of the same month
Anno Domi 1711 being the day of the return of the writt Comp the said
John Mayhew and Comp by their attorney and sheriff of St Mary's County
to whome the aforegoing writt was directed Likewise Comes and makes
return thereof to the Court here endorsed in these words Viz. Executed June
Kenelm Chesldyne sheriff

And thereupon the said John Coode being present here in Court at the
prayer of the plff adjudged to give speciall bayle to the action aforesaid but
for want thereof the said John Coode is committed into the Custody of the
said Kenelm Chesldyne there to remaine untill &c the said sherr being
present took Charge of the said Coode accordingly

Thereupon day is given to the said John Coode Junr in Custody as afore
~~in the plea~~ aforesaid unto next Court and the same day is given to the plff
Also, Att which said next Court to wit the second day of October Anno
Domi 1711 Comes again the said John Mayhew and Comp by their attorney afore
And thereupon further day is given to the said John Coode Junr in
Custody as afore in the plea aforesaid unto next Court and the same day is given
to the plff also &c And the said John Mayhew &c by their attorney afore
declare against the said John Coode Junr in Custody &c as afore in the plea
as follows Viz.

Anne &c County fs. John Coode Junr late of St Marys County planter was
attached to answer unto John Mayhew & Comp of the City of Lond
Merchts of a plea of trespass on the Case &c

And whereupon the same John and Comp by Edmund Hunt his attorney
Complaines that whereas a Certain Elizabeth Veach the first day of
May Anno Domi Seventeen hundred and Eight at the City of Annapolis
in the County of Anne Arundell aforesaid using of Commerce and trade according
to the Custome of Merchts and others of this the province of Maryland
and the City of London in England of ancient made and drew her Land
bill of Exchange with her proper hand Subscribed bearing date the day
year aforesaid to Thomas & Charlton & Timothy Hesar Merchts in London
Residing and Negotiating directed and by the same bill requested the
said the said Timothy at twenty days sight of such bill of Exchange
her first and second of the same tenor and date not being paid to
pay unto the aforesaid John Coode or his order the sum of Seventeen pds
Seven shill and four pence sterl for Value of him recd which bill afterwds
in the County of Anne Arundell aforesaid at the City of Annapolis aforesaid and
before sight thereof by the said Thomas and Timothy the aforesaid Jno Coode
by Indorsement with his proper hand Subscribed according to the Custome
of Merchants aforesaid ordered the aforesaid Sum of Seventeen pounds seven shill &
four pence sterl to be paid to the order of the aforesaid John Mayhew &c

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Company for Value of him recd whereof the aforesaid Thomas and Timothy afterwds
on the first and twentyeth day of August Anno Domi Seventeen hundred and
nine at London aforesaid in the County aforesaid had notice and then and there
were requested to pay the aforesaid Summe of Seventeen pds Seven shill and four
Pence sterl to the order of the aforesaid John and Comp and the aforesaid John & Comp
in fact say that the aforesaid Thomas and Timothy or either of them after twenty
Days sight of the aforesaid third bill and Notice as aforesaid hitherto hath not paid to
the aforesaid John & Comp or their order the aforesaid Sum of Seventeen pds Seven shill
and four pence sterl and that for want of Payment thereof the aforesaid Jno
and Company after twenty days sight of the aforesaid third bill and notice by
the aforesaid Thomas and Timothy on the twenty fifth day of August Anno Domi
seven hundred and nine aforesaid at London aforesaid in the County aforesaid
Protested or Caused to be protested the aforesaid third bill of Exchange the first &
second of the same tenor and date not being paid according to the Customs
of Merchts aforesaid whereof the said John Coode the first day of Aug Anno
Domi Seventeen hundred and Ten at the City of Annapolis aforesaid in the
County of Anne aforesaid had notice and in Consideration thereof and of the Customs
aforesaid the said John Coode the day year and place last aboves mentioned
upon himself Assumed and to the said John and Comp then and there
faithfully promised that he the said John Coode the aforesaid Sum of Seventeen
Pounds Seven shill and four pence sterl to the said John & Comp when after
thereunto required would well and truly Content and Pay Nevertheless
the aforesaid John Coode his promise and Assumpsit aforesaid made not
Regarding but minding and fraudulently intending the same John &
Comp in this part Craftily and Subtilly to deceive and defraud the
aforesaid Sum of Seventeen pds Seven shill and four pence sterl or any part
thereof to the said John and Comp aforesaid required the first day of Aug
Anno Domi Seventeen hundred and Ten aforesaid at the City of Annapolis
aforesaid and in the County of Anne aforesaid hath not paid but the same William
to pay hath refused and still doth refuse to the damage of the
said Jno & Co Thirty pounds sterl and therefore they bring their suit

Edgar Ad Jno Doe
Ad Cepsor

Attwhich said next Court to wit the 8th day of April Anno Domi 1712 Comes
again the said John Mayhew &c by their attorney aforesaid, And whereas a Copy
of the above said in the plea aforesaid was made Notified on the said defdt
in Custody as aforesaid this Court but there is no return made thereof
And thereupon further day is given to the said John Coode Junr
in Custody as aforesaid in the plea aforesaid unto next Court and the same day
is given to the plff also &c

Attwhich said next Court to wit the 15th day of July Anno Domi 1712
Comes again the said Jno Mayhew and Comp by their attorney aforesaid