goods wares and merchandizes before that time sold and delivered by the
said Mary while Sole to the said George at Portobacco and in Charles
County aforesaid and at the special instance and request of the said George as
by the particular acc.ts thereof hereunto Court brought may appear
And being so indebted the same George in Consideration thereof the said
twenty fourth day of March in the year Seventeen hundred and Eleven
aforesaid at Portobacco aforesaid in the County aforesaid upon himself assumed and to the
said Mary while Sole then and there faithfully promised that he the
said George the aforesaid Sum of Sixteen thousand Seven hundred and thirty three
pounds of Tobacco ~~seven hundred and thirty three~~ duly qualified and Conditioned
as aforesaid to the said Mary when after thereunto required would well and truly
Content and pay. And altho' the said George afterwards at Portobacco in the
County aforesaid paid to the said Mary while Sole the Sum of four thousand three
hundred and Sixteen pounds of Tob.o part of the aforesaid Sum of Sixteen thousand
Seven hundred thirty and three pounds of Tobacco Nevertheless the said George
his promise and Assumpt.n aforesaid made to the said Mary while Sole not in
the least regarding but altogether minding and fraudulently intending
the same Mary while Sole and the said Philemon and Mary since the
Espousals between them Celebrated in this part Castitly and Publickly to
be received and demand the Sum of twelve thousand four hundred and
Seventeen pounds of ~~tobacco~~ good Sound Merchantable tobacco the remaining
part of the aforesaid Sum of Sixteen thousand seven hundred thirty and three
pounds of tob.o to the said Mary while Sole or to the said Philemon and
Mary since the Espousals between them Celebrated altho' he the said
George was often by the said Mary while Sole thereunto required and
particularly by the said Philemon and Mary since the Espousals
between them Celebrated to wit the first day of May anno Domi
Seventeen hundred and twelve at Portobacco aforesaid and in Charles County
aforesaid and often afterwards at Charles County aforesaid hath not as yet paid
the same to them to pay, hitherto hath refused and still doth refuse
to the damage of the said Philemon and Mary twenty four thousand
pounds of good Sound merchantable tobacco and therefore they bring their
Suit &c.

Pledges &c Jno. Doe
Richd. Roe

And the said George Marsham by Danl. Dulany his Atto. Mamomara
his attorney Comes and defends the force and Injury when &c and prays
Leave to imparle thereunto until next Court and he hath it and the
same day is given to the pltff also —

At which said next Court to wit the 7th day of Feby Anno Domi 1712
Come again the said parties pltff and defendt by their attorneys aforesaid and
the said defendt by his said attorney prays further Leave to imparle
thereunto

July Court 1714 —

thereunto until next Court and he hath it and the same day is given to the
pltff also — At which said next Court to wit the 14th day of April Anno Domi
1713 Come again the said parties pltff and defendt by their attorneys aforesaid and the
said defendt by his said attorney prays further leave to imparle thereunto until
next Court and he hath it and the same day is given to the pltff also —
At which said next Court to wit the 13th day of July Anno Domi 1713 Come
again the said parties pltff and defendt by their attorneys aforesaid and the said
defendt by his said attorney prays further Leave to imparle thereunto until next
Court and he hath it and the same day is given to the pltff also —
At which said next Court to wit the 13th day of October Anno Domi 1713
Come again the said parties pltff and defendt by their attorneys aforesaid and
the said defendt by his said attorney prays further Leave to imparle thereunto
until next Court and he hath it and the same day is given to the pltff also —
At which said next Court to wit the 13th day of April Anno Domi 1714 Come
again the said parties pltff and defendt by their attorneys aforesaid and the said
defendt by his said attorney prays further Leave to imparle thereunto until
next Court and he hath it and the same day is given to the pltff also —
At which said next Court to wit the 13th day of July Anno Domi 1714 —
Come again the said parties pltff and defendt by their attorneys aforesaid and the
said defendt by his said attorney prays ~~[illegible]~~ Judgment of the writ and dec.
aforesaid because he says that the said Mary before the twenty fourth day of
March Anno Domi Seventeen hundred and Eleven in the dec.d aforementioned
viz.t the twenty eth day of March Anno Domi Seventeen hundred and Eleven
~~[illegible]~~ at Portobacco in Charles County aforesaid married unto her husband the said Philemon Hemsley
in the same writ and dec.n mentioned, which said Philemon on the
~~twenty~~ twenty fourth day of March Anno Domi Seventeen hundred and
Eleven aforesaid at Charles County aforesaid was and still is in full and perfect life
and this he is ready to verify and therefore prays Judgm.t of that writ &c
declaration &c —

But the said Philemon Hemsley and Mary his wife altho'
solemnly called Comes not nor do they further prosecute their writ and
plaint against the said George Marsham —

Therefore it is considered by the Justices here this 13th day of July Anno Domi
1714 that the said Philemon Hemsley and Mary his wife and their
pledges of Prosecuting be in Mercy &c and that the warrant of the said pledges
be sought for &c, and that the said George Marsham go thereof without
day &c — And also it is considered by the Justices here that the said
George Marsham recover against the said Philemon Hemsley and Mary his
wife the Sum of ~~[illegible]~~ pounds of Tob.o
by the Court here adjudged unto him for his costs and Charges by him
about his defend.n in this behalf laid out and expended according to the
form of the Statute &c.