Seventeen hundred and Leven at the Citty of Annapolis in the County of Annand
According to the Custome between merchants and Sliced of Wills the province of Mary
and the Citty of London in England of old used made and drew his fourth bill of
Exchange with his proper hand Subscribed bearing date with day and year after
a certain Jno Hyde merch in London residing and negotiating directed and by
the same bill requested the said John Hyde at thirty Days Sight of such bill of
Exchange his first Second and third of the same tenor and date not paid to pay
unto the afd John Sam & Wm or their order the Sume of thirty Seven pounds twelve
shill and Six pence Sterl for Value reced of a certain Edward Diggs whereof the
afd John Hyde afterwards on the Sixth day of December Anno Dom Seventeen
hundred and Leven at London afd Visa in Annarundell County afd Gadmother
then and there was requested to pay the afd Sum of thirty Seven pounds twelve
shillings and Six pence Sterl to the order of the afd John Sam and William
and the afd John Samuele and Wm in fail Say that the said John Hyde after
the thirty days Sight of the afd second bill and before as afd hitherto hath not
pd to the afd John Sam and Wm or to either of them or to either of their ord
the afd Sum of thirty Seven pounds twelve shill and Six pence Sterl and that for
want of payment thereof the afd John Sam and Wm after the thirty days Sight
of the afd second bill by the afd John Hyde on the sixth day of December in
Anno Dom Seventeen hundred and Leven at London afd in Annarundell County
afd protested or Caused to be protested the afd fourth bill of Exchange Which
and their of the same tenor and date not pd according to the Custome between
Merch afd Province of the said John Saunders the second day of May Anno Dom
Seventeen hundred and twelve at the Citty of Annapolis in the County of
Annand afd had Notice in Consideration thereof and of the Custome afd the same afd
Saunders the day year and place last above mentioned upon himself promised and
to the said John Sam & Wm then and there faithfully promised that he the said
John Saunders the afd Sum of thirty Seven pounds twelve shill and Six pence Sterl to the
John Sam and Wm when after thereunto required would well and truly Content
and pay Nevertheless the afd John Saunders his promise and Assumption afd not
regarding but minding and fraudulently Intending the same Jno Sam & Wm
this Craftily and Subtilly to deceive and defraud the afd Sums of thirty Seven
pounds twelve shill and Six pence Sterl to the said John Sam & Wm or to either of
them all the required the Second day of May Anno Dom Seventeen hundred and
twelve afd at the City of Annapolis in the County of Annand afd hath not pd but the
Same to them to pay hath refused and still doth refuse to the damage of the said
Jno Sam and Wm Seventy five pounds five shill per and therefore they bring his
Suit &c

Plagt's Pet Jno Doe & Rd Roe

And the said John Saunders by Danl Dulany Esq 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 pltf's also

At which said Court to wit the 14th day of April Anno Dom 1713
Came again the said parties pltf and deft by their attorneys afd and the said
defend by his said attorney prays further leave to Imparle thereunto until next
Court and he hath it the same day is given to the pltf's also

(Att)

Att which said next Court to wit the 13th day of July Anno Dom 1713 Come again the
said parties pltf and deft by their attys afd and the said deft by his said attny prays
further Leave to Imparle thereunto until next Court and he hath it and the same
day is given to the pltf's also ---

Att which said Next Court to wit the 13th day of October Anno Dom 1713 Come
again the said parties pltf and deft by their attys afd and the said deft by his said attny
prays further Leave to Imparle thereunto until next Court and he hath it and the same
day is given to the pltf's also.

Att which said next Court to wit the 13th day of March Anno Dom 1714 Come
again the said parties pltf and deft by their attys afd and the said deft by his said
attny prays further Leave to Imparle thereunto until next Court and he hath it and
the same day is given to the pltf's also --

Att which said Next Court to wit the 13th day of July Anno Dom 1714 Come again as
well the said Jno Mayhew Samuele Thyer and John Hinton by their attny afd as the said
John Saunders by his attny afd and the said John Saunders by virtues said attny as before
Defend the force and Injury when &c and say [redacted] the Judgmt of the Deed afd because
he Says that the said Deed and the Matter therein Contained is not Sufft in Law for the pltf
Jno Mayhew Sam Thyer and Wm Hinton their said Action afd the said John Saunders
to have or Maintain and that he to that Deed doth make no need nor by the Law of the
Land is held Lawfull nor this he is ready to Verifie and therefore for want of Sufft
Matter in this pt the said Jno prays Judgmt that their Jno Sam & Wm Join Inacting or
to the Form of the Statute in such Case late made and provided and for Cause of Demurrer according
thereto the following viz't

1st That the said Deed is not Certainly and particularly set forth in the said Deed that the Evidence
in the same Deed mentioned to be used amongst Merchts and others is such Evidence
Same Custome the said Jno Saunders is Chargeable with the money in the same Deed specified

2d That there is not any Reg alledged to have been made in Charles County where of the said Deed
is Evidence

3d That the said Deed is Vicious uncertain and void in Form

And the afd John Mayhew Samuele Thyer & Wm Hinton for that they have above
declared Suff Matter in Law to have and Maintain their Action afd against the afd Jno
Saunders which they are ready to Verifie &c Mallet the same John hath not gainsaid
Nor to the same any way answered but the same to Admit as true alleged altho
refuses And the said Jno Mayhew Sam Thyer & Wm Hinton pray Judgmt and their
damages by Reason of the premises to them to be adjudged

Whereupon all and Singular the premises being by the Court here seen heard
fully understood and Mature deliberation being thereupon had for that it seems
to the Court here that the said John Mayhew Sam Thyer and Wm Hinton have above
declared Suff Matter in Law to have and maintain their Action afd against the
said John Saunders -

Therefore it is Considered by the Justices here that the 13th day of July Anno
Dom 1714 that the said John Mayhew & Comp recover against the said John Saunders
as well Eighteen pounds of forty five pounds three shill and five pence damages by Reason of
the premises afd as also the Sum of
and three shill and Nine pence sterl by the Court here adjudged unto them for their
Costs and Charges by them about their Suit in this behalf Laid out and by the said
And the deft in Mercy &c.

901 2nd of October