hath not paid but the same to them to pay hath refused and still doth refuse to the damage of the sd Tho: & Comp: eighty pounds and therefore they bring this suite &c. Ad damn: £80 & Jno Doe & Ro: Roe &c.

AND the said John Bramock by Jno: Braden his attorney comes & defends the force & injury when &c and prays leave to imparle thereunto until next Court & the like day is given to the pl: also until which said next Court to wit the 3d Tuesday in April Anno Dom: 1712 Comes again the said parties aforesd and the said deft by his said attorney prays further leave to imparle thereunto until this Court & the like day is given to the pl: also — At which said Court to wit the 15th day of July Anno Dom: 1712 Comes again the said parties aforesd and the said deft by his said attorney prays further leave to imparle thereunto until next Court & the like day is given to the pl: also — At which said Court to wit the 16th day of October Anno Dom: 1712 Comes again the said parties aforesd and the said deft by his said attorney prays further leave to imparle thereunto until next Court & the like day is given to the pl: also — At which said Court to wit the 19th day of April Anno Dom: 1713 Comes again the said parties aforesd and the said deft by his said attorney prays further leave to imparle thereunto until next Court & the like day is given to the pl: also — At which said Court to wit the 19th day of July Anno Dom: 1713 Comes again the said parties aforesd and the said deft by his said attorney prays further leave to imparle thereunto until this Court & the like day is given to the pl: also — At which said Court to wit the 15th day of October Anno Dom: 1713 Comes again the said parties aforesd and the said deft by his said attorney prays further leave to imparle thereunto until next Court & the like day is given to the pl: also — At which said Court to wit the 15th day of April Anno Dom: 1714 Comes again the said parties aforesd and the said deft by his said attorney prays further leave to imparle thereunto until this Court & the like day is given to the pl: also — At which said Court to wit the 15th day of July Anno Dom: 1714 Comes again the said parties aforesd and the said deft by his said attorney prays further leave to imparle thereunto until next Court & the like day is given to the pl: also — At which said Court to wit the 21st day of September Anno Dom: 1714 Comes again as well the said John Brammock by his attorney aforesd as the said John Brammock by his said attorney as before defends the force & injury when &c and saith that he did not assume upon himself in manner and form as the said Tho: & Company against him complains and of this he puts himself upon the Country — &c

Yet Notwithstanding the said John Brammock by his attorney aforesd (relinquishing his

relinquishing the Averment and Traverse by him pretended) the said Tho: Bladen Attorney for the said Jno: Brammock says that is not guilty &c and for further Plea Mallet or thing to plead in Barr or avoydance of the action aforesd he the said Attorney generall himself alleges &c wherefore he the said Tho: Bladen Attorney for the said John Brammock prays Judgment & that the said Tho: & Company may be barred &c from having their aforesd action against the said John Brammock & that he may go without further delay &c.

Therefore it is Considered by the Justices here that the said Tho: & Company recover against the said John Brammock the sum of forty eight pounds sterling damages by them sustained by occasion of the detaining the said 961 lb of tobacco & cask as also their costs and charges by them about their suit in this behalf laid out & expended & the said John Brammock in mercy &c.

William Audry Gayland Esq: Tho: Gayland & Mary Gayland Exrs of Mr Dan: Hollolin (Testatrix) Deceased

Upon the Motion of Mr Kenelm Chiseldyne Attorney for the said Audry Gayland & Tho: Gayland Exrs of the said Mary Gayland Deceased it is ordered that the said Audry Gayland & Tho: Gayland Exrs of the said Mary Gayland Deceased be admitted to defend the suit depending in this Court between Tho: & Company Plaintiffs & the said Mary Gayland Deceased Defendant in the Case & that the said Audry Gayland & Tho: Gayland Exrs of the said Mary Gayland Deceased have time to plead to the Declaration in the said Case till the next Court.

And thereupon the said Audry & Tho: Gayland Exrs of the said Mary Gayland Deceased by Thomas Bordley their attorney Complaining that whereas a certain James Hays late of St Mary's County Gent: at the Lady the Queen that now is by his writt of Capias issued out of the Provincial Court of this Province bearing date the twenty fourth day of April Anno Dom: Seventeen hundred and five was attached to answer unto Mary Vanswearingen widow of a plea of trespass upon the Case & the said Mary Gayland Exrs in their Declaration in their said writt mentioned complained against the said James Hays for that whereas the said James Hays on the twenty fifth day of March Anno Dom: Seventeen hundred and four at the City of Annapolis in the Province aforesd & within the Jurisdiction of this Court by his certain Bill Obligatory under his hand & seal bearing date the day & year aforesd acknowledged himself to be indebted unto the said Mary Vanswearingen in the sum of Two hundred pounds sterling money of Great Britain to be paid to the said Mary Vanswearingen when he the said James Hays should be thereunto afterwards required as by the said Bill Obligatory remaining in the Records of this Court more fully appears by virtue of which said writt the Sheriff of Calvert County did take the said James Hays & him safely keep so that he might have his body before the Justices of the said Court at the next Court to be held for the said County at the Court House there to answer the said Mary Vanswearingen of a plea aforesd & the said James Hays did not appear at the said Court but made default & thereupon the said Mary Vanswearingen sued forth another writt of Capias against the said James Hays directed to the Sheriff of Calvert County aforesd bearing date the twenty fifth day of September Anno Dom: Seventeen hundred and five by virtue of which said writt the said James Hays was taken & safely kept so that he might have his body before the Justices of the said Court at the next Court to be held for the said County at the Court House there to answer the said Mary Vanswearingen of a plea aforesd & the said James Hays did not appear at the said Court but made default & thereupon the said Mary Vanswearingen sued forth another writt of Capias against the said James Hays directed to the Sheriff of Calvert County aforesd bearing date the twenty fifth day of December September Anno Dom: Seventeen hundred and five at a Prov: Court of the said Lady the Queen then held at Annapolis & before Nicholas Smyth and his Associates Justices of the same Court & was rendred in the same plea with the same Thomas Smith and Tom: Gayland became Special Bayle as appears by the said Court to wit that the said Mary Vanswearingen should recover against the said James Hays as well the sum of Twenty nine Thousand Six hundred and fifty nine lb of Tobacco a certain debt for damages as the sum of Six hundred and fifty six by the Court of the same Court adjudged unto her the said Mary Vanswearingen for her Costs and Charges in that behalf laid out & expended whereupon the said

(Mary)