said Thomas Charles in fact says that the aft Murd. & Comp. afterwd. on the twenty
day of March in the year of our Lord Seventeen hundred and Ten at London aft
in Annarundell County aft said notice of the aft first bill of Exchd and then and
there were requested to pay the aft Sume of fifty one pd fifteen shill and nine pence
sterl to the order of the aft Charles Carroll and all the the aft Murd. & Comp. at
twenty days sight of the aft first bill of Exchd at London aft paid long aft Charles
or ordr the sume of five pds ten shill sterl part of the aft sume of fifty one pd fifteen
shill and nine pence sterl yet the aft Murd. & Comp. after twenty days sight of the
first bill and notice as aft hath not have not paid to said Charles Carroll or his order
the sume of forty six pounds five shill and nine pence sterl and that for want of payment
sume of fifty one pds fifteen shill and nine pence sterl the twenty days sight of the aft first bill
there of the aft Charles Carroll after the twenty day of March in the year of our Lord
aft the Murd. & Comp. and on the twenty eight day of March in the year of our Lord
Seventeen hundred and twenty at London aft by the Law Merchant protested
Caused to be protested the aft first Bill of Exchd the second and third of the same
Tenor and date not being paid according to the Custome of Merchants aft whereof the
same Richard Selgleman admr as aft after the decease of the said Michael Earle late
first day of April Anno Domi seventeen hundred and twelve at the City of Annapolis
in the County of Annarundell aft had notice said the said Charles Carroll further in
fact says that by reason of the non payment of the aft sume of forty six pounds five
shill and nine pence sterl the remaining sume of the aft fifty one pounds fifteen
shill and nine pence sterl by the said Murd. & Comp. or one of them he sustained dam
to the Value of fifty five pds ten shill and ten pence three farthings sterl Wherefore the
said Michael Earle in his life in the said Richard Selgleman since his decease to whome
admission of all and singular the goods and Chattels rights and Credits of the Michael Earle
way legally Granted by Henry Bladen Esqr County Court of the province of Maryland
aft the promise and assumpsit aft of the aft Michael in his life made in form aft letter
regarding bill alloegatis minidum and fraudulently Intending the same Charles in the
part Carroll and publicly to deceive and defraud the aft sume of fifty five pds ten shill
and ten pence three farthings sterl to the said Charles altho he was so lodged by the
said Charles upon request yet unlawfully the first day of April Seventeen hundred and twelve
aft at the City of Annapolis in the County of Annarundell aft hath not as yet pd but the
same to hitherto to pay hath refused and still doth refuse to the damage of the said Charles
one hundred pds sterl and therefore he brings his Suit &c

Jno Dod Clk Ct

AND the said Richd Selgleman admr as aft by Thos Bordley his attorney
comes and defends the force and injury when &c and prays Leave to Imparle
hereunto untill next Court and he hath it and ye same day is given to ye plff
also — Att which said next Court to wit the 15th day of July Anno Domi 1712 Comes
again as well the said Charles Carroll as the said Richd Selgleman admr as aft by his
attorney aft and the said deft by his said attorney prays further Leave to Imparle thereunto
untill next Court and he hath it & ye same day is given to ye plff also —
Att which said next Court to wit the 7th day of October Anno Domi 1712 Comes again
as well the said plff by his attorney aft as the said deft by his attorney aft and the said
deft by his said attorney prays further Leave to Imparle thereunto untill next Court &
he hath it & ye same day is given to ye plff also —
Att which said next Court to wit the 14th day of April Anno Domi 1713 Comes again
as well the said plff by his attorney aft as the said deft by his attorney aft and the said
deft by his said attorney prays further Leave to Imparle thereunto untill next

(Court)

Sept Court 1714

Court and he hath it and the same day is given to ye plff also —
Att which said next Court to wit the 13th day of July Anno Domi 1713 Comes again as
well the said plff by his attorney aft as the said deft by his attorney aft and the
said deft by his said attorney prays further Leave to Imparle thereunto untill next Court &
he hath it & ye same day is given to ye plff also —
Att which said next Court to wit the 13th day of October Anno Domi 1713 Comes
again as well the said plff by his attorney aft as the said deft by his attorney aft and ye
said deft by his said attorney prays further Leave to Imparle thereunto untill next Court &
he hath it & ye same day is given to ye plff also —
Att which said next Court to wit the 13th day of April Anno Domi 1714 Comes again
as well the said plff by his attorney aft as the said deft by his attorney aft and the said deft by his
attorney aft and the said Richd Selgleman admr as aft by his said attorney has before demanded ye force
& injury wherein &c and prays allearing of the writt of Capias & Plaint thereupon the said Charles aft Plaint
against the said Richd Selgleman admr in ye plea aft and it is read unto him in the words & figures
Anne by the grace of God of Great Brittaine France and Ireland Queen defender of the
faith &c To the Sheriff of Queen Anns County greeting we Command you that you take
Richard Selgleman of Queen Anns County Esqr admr of all and singular the goods and
Chattles rights and Credits of Michael Earle late of said County deceased if he shall be found
in your bailywick and him safe keep so that you have his body before the Justices of our
Court to be held at Annapolis the second tuesday of April next to answer unto Charles Carroll
of a plea of the peace on the case thereof said with all your peirle and have you then and there
this writt witness Wm Holland Esqr Chief Justice of ye said Court this 13th day of October
in the 10th year of our Reigne Anno Domi 1711 John Beale & which being read and heard
the said Richd Selgleman Judgment of the said writt exceptions he saith that at the time of ye
issuing forth of the writt aft aft the said Richd to wit the thirteenth day of October Seventeen
hundred & Eleven at the City of Annapolis in Annarundell County and long before was and
ever since hath been and still is admr of ye goods and Chattels of the said Michael Earle deceased
who left administred by James Earle during the Minority of James Carpender and
Elizabeth Earle and not otherwise nor in any other manner in which Case the said Richard
Selgleman admr ought to have been named in ye writt aft admr of the goods and Chattels of Michael
Earle deceased who were left administred by James Earle during the Minority of James
Carpender and Elizabeth Earle and this he is ready to verify wherefore for that the said
Richd is not so named in ye said writt he prays judgment of the same writt and that the
same may be quashed &c aft

And the aft Charles Carroll says that by reason of any thing before above alledged
by the said Richard Selgleman in pleading his writt ought not to be quashed
because he says that the plea aft of the aft Richd and ye matter therein contained
is insufficient in law and that he the said Charles to the same plea hath no need nor
by the Law of the land is bound to answer and this he is ready to verify wherefore
for want of a sufficient answer of him the said Richd in this ye the same Charles prays
judgment and his damages to be adjudged to him, and for Cause of Demur according
to the form of the Statute in this Case made and provided to the Court here shewes ye
the allegations in the same plea are not sufficient to quash ye writt aft of the aft
Charles & for ye the same plea is insufficient and wants form &c

Whereupon all and singular the premisses being by the Court here seen heard
and fully understood and mature deliberation being thereupon had for that it
seems to the Court here that the plea aft of the aft Richd and ye matter therein
contained is insufficient in Law, Wherefore it is ord by the Court here to ye aft Richd
Selgleman admr that he aft ye further answer at his peril &c —

(Cur Impotis)