at Calvert County within the Jurisdiction of this Court did make Blue did beat wound and Evil Entreat so that of her life it was Disgraced and Other harmes to her did to the Great Damage of the said Christian and against the peace &c For that the said Alexander the twenty eighth day of Aprill Anno Dominie Seventeen hundred and Twenty one at Calvert County aforesaid within the Jurisdiction of this Court with Force and Armes viz. Staves whips and Sticks an assault on her the said Christian did make and her did beat wound and Evil Entreat so that of her life it was greatly Disgraced and Other harmes to her did to the great Damage of the said Christian and against the peace &c whereby the said Christian saith she is the worse and hath Damage to the value of One hundred pounds Sterling and therefore she prays Remedy &c —

Pledges &c John Doe & Richard Roe

And the said Alexander Fraser in his Own proper person comes and Defends the Force & Injury when &c Whereupon it is ruled at the prayer of the Defend: the said Defend: do Answer as to Security for Costs before pleading next Court and thereupon the said Alexander Fraser in his Own proper person as aforesaid prays Leave to Imparle hereunto 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 Eighteenth day of August Anno Dominie Seventeen hundred and Twenty one aforesaid comes again as well the said pltff by her attorney aforesaid as the said Defend: in his proper person as before and Defends the Force and Injury when &c and prays further Leave to Imparle hereunto 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 21st day of November Anno Dom: 1721 aforesaid comes again as well the said Christian Stirling as Finch by her attorney aforesaid as the said Alex: Fraser in his Own proper person and the said Alexander Fraser in his Own proper person comes & prays Judgment of the writ aforesaid because he saith that the said Christian the day of the filing the Original Bill of this the said Christian that is to say the Twenty third day of June last and Continually afterwards was & still is Feme Covert and married to Finch her husband that is to say at Calvert County within the Jurisdiction of the Court aforesaid and he is ready to verify whereof he prays Judgment of the writ aforesaid by the name of Christian Stirling alias Finch of Calvert County Spinster as she is Stiled &c — And the said Christian Stirling alias Finch of Calvert County Spinster as she is Stiled &c — doth pleade to the said Alexander to plead the said plea in Abatement of the bill aforesaid by him in first aforesaid pleaded (viz:) that the said Christian the day of the Original bill of the said Christian and aforesaid was and still is Feme Covert married to Finch her husband that is to say at Calvert County aforesaid and ought not to be received & admitted because she saith that she the said Christian by the Court here ought not to be received & admitted because she saith that she the said Christian at a County Court of the Lord Proprietary held at Calvert Town here within the Jurisdiction of this Court for Calvert County aforesaid the third Tuesday of June Anno Dom: Seventeen hundred twenty one before Josiah Smith Gent and his Associate Justices of the Same Court Exhibited her bill against the said Alexander in the plea aforesaid at which day the same Alexander in his proper person came and appeared and prayed Leave thereon to Imparle until the next County Court to be held at Calvert Town aforesaid in the County aforesaid before the Justices aforesaid the third Tuesday of Aug: then next ensuing and he hath it and the same day was given to the said Christian also. At which same Court to wit the third Tuesday in August aforesaid came as well the said Christian by her attorney aforesaid as the said Alexander in his proper person and the said Alexander in the plea aforesaid prayed Leave to Imparle until the County Court to be held at Calvert Town aforesaid the third Tuesday of November next and he hath it and the same day was given to the said Christian also. At which Delay &

(Imparlances)

Imparlances viz: the fourth day of September Anno Dom: Seventeen hundred and Twenty one at Calvert Town here the said Alexander to the bill aforesaid in form aforesaid pleaded as by the Record thereof in the Same Court being is manifest And this the said Christian is ready to verify by the Record aforesaid wherefore she prays the Judgment of the Court if if the said Alexander after the delays and imparlances aforesaid ought to be received or admitted to plead a Sufficient Plea he hath and that the said Alexander be adjudged to the Bill aforesaid and to answer &c.

And the said Alexander Fraser saith that the plea aforesaid by the Same Christian in Manner & form aforesaid above in Replication by way of Estopple pleaded and the Matter therein contained is not Sufficient in Law for her the said Christian that Action aforesaid against him the said Alexander to have and Maintain whereto the same Alexander hath no need nor by the Law of the Land is held any wayes to Answer and this he is ready to verify — wherefore for want of a Sufficient Replication in this part the same Alexander prays Judgment as before and that the writ aforesaid may be Quashed &c And for Causes of Demurrer to the Same Replication according to the statute in this Case Lately made and provided to the Court shewes these following viz: First that at June Court aforesaid in the Replication aforesaid mentioned the said Defend: appeared as aforesaid at which said day it was then and there by the Court aforesaid Ruled that before any plea to the bill aforesaid should be given in the Defend: should be heard as to Security for Costs as by the proceedings & Minuts in the said Cause may appear without that that the same Alexander in his proper person came and appeared and prayed Leave to imparle until next Court Secondly that at August Court thereafter it was then by the Court ruled that the Defend: should plead to the bill aforesaid in Twenty days after the said Court which was Complied with in due time by the Defend: as by the records and proceedings aforesaid may appear. Thirdly that the Replication aforesaid by way of Estopple is therein Insufficient and wants form &c. Lastly the said Christian for that she hath above alledged sufficient Matter in Law in her replication aforesaid to have and Maintain her Action aforesaid which she is ready to verify which Matter the Same Alexander hath not gainsayd nor thereunto anywayes Answered but the Same Alexander doth altogether refuse the same Christian as before prays Judgment and that the same Alexander be adjudged to the bill aforesaid and to plead. Whereupon all and Singular the premises being by the Court here Seen heard and fully Understood and Mature Deliberation thereupon had for that it Seems to the Court here that the aforesaid Cause by the said Christian before alledged is Sufficient in Law to Maintain her Bill aforesaid & their Matter by the said Alexander alledged Notwithstanding. It is said by the Court here to the said Alexander Fraser that he further Answer at his peraile &c. Upon which the said Alexander Fraser in his Own proper person comes and Defends the force and Injury when &c and Saith that he is not Guilty in anywise of the Matter laid in the bill aforesaid and of this he puts himself upon the Country. And the pltff: in like Manner

Whereupon Command is given to the Sheriff of Calvert County that he should Immediately Cause to Come here Twelve &c by whom &c who neither &c to recognize &c because as well &c. of which said precept the said Sheriff to wit Sabrett Fellows Gent now here at this day to wit the same day and year last — Mentioned makes return that he has here ready Twelve &c as by his precept he is Commanded. And now here afterwards to wit the Same day and year Comes again as well the said plaintiff by her attorney as the said Defend: in his Own proper person and the Jurors of that Jury being Impannelled who being called Come to wit, William Skinner, William Dawkins Senr, Charles Hogett, James Diche Junr, David Walton, Sutton Isaac, Henry Chew, Thomas Hardisty, Thomas Marshall, Joseph Simpson, James Ayling, and John Yood, who being duly Elected tryed and Sworn to Say the truth in the premises upon their Oath do say that the said Alexander Fraser, is Guilty of the Matter laid in the bill aforesaid and do assess the Damages of the said Christian Stirling alias Finch which she has Sustained by Occasion of the premisses aforesaid besides her Costs and Charges by her about her Suit in this behalf laid out and Expended to the Sum of fifteen pounds Current Money. Whereupon the said Alexander in his Own proper person Comes and Says that the Court here Ought not to proceed to Judgment against him on the

(Verdict)