bordict and promises. And thereupon files the following Reason viz.
First that it Appears by the Record that the said plff is Disabled from bringing or Maintaining
the Action aft for that She is and at the time of bringing the Action aft was Covert de facto to
Jeromiah Finch and that by the same Record the Estopple aft Ought not to be Admitted as
good the Rules of Court Altogether appearing in favour of the Defendant
Secondly that the Jury have found Excessive Damages the assault not being sufficiently made
Appear so as to Charge the Defendant therewith.
But for that the Justices here are not Advised of their Judgment of and upon the bordict and
promises day thereof is given as well to the said plff as to the said Defend.t to hear there of
their Judgment until &c for that the said Justices as yet are not &c.
Afterwards to wit on Monday the 27th day of November Anno Dom.i 1721 being the same Court
Term comes again as well the said plaintiff by her Attorney aft as the said Defend.t in his proper person
And Whereupon all and Singular the premises being by the Court here fully seen heard & understood
and Mature Deliberation being thereupon had it Seemeth to the Court that the reasons aft and the
Matter in them contained are not Sufficient in Law to hinder the said Christian from having Judgment
on the bordict aft. Therefore it is Considered by the Justices here that the said Christian Sterling
als Finch recover against the said Alexander Frazer as well the Sum of fifteen pounds curr.t
Money her Damages aft by the Jurors aft in Form aft assessed as also the Sum of two hundred
and Six pounds of Tobacco by the Court here adjudged unto her for her Costs & Charges by her about
her Suit in this behalf Said out and expended And that the said Defend.t be taken &c.
Whereupon the said Alexander Frazer in his Own proper person prays an Appeale from the Judgment
aft to the Justices of the provincial Court to be next held for the province of Maryland 5
granted upon giving Security for the due Prosecution of the said Appeale According to Law.
And thereupon Michael Jenifer and Roger Boyed Gentlemen present herein Court Acknowledge
themselves to be held and firmly bound to the said Christian Sterling als Finch in the Full and
Just Sum of thirty pounds Current Money and One thousand and twelve pounds of Tobacco to be
paid to the said Christian Sterling als Finch her heirs Ex.rs Adm.rs or assignes.
On Condition that the said Alexander Frazer shall not prosecute his Appeale with Effect
against the said Christian Sterling als Finch at the next Provincial Court to be held for the
province of Maryland &c.

Seale of Calvert County Court

In Testimony whereof that the aforegoing Transcript is a true Copy of the
Records of Calvert County I have hereunto set my hand and Affixed the Seale
of the aforesaid County this 22d day of January in the Seventh year of
his Lordships Dominion &c. Anno Dom.i 1721.

Richard Young Cl

And now here at this day to wit the 18th day of April Anno Dom.i 1722 Comes the said Alexander
Frazer into his Lordships provincial Court by Thomas Bradley his Attorney and Says that
in the Record and process aft and also in rendering Judgment thereupon it is Manifestly Error
to wit in this that Judgment was given by the said Court against the said Alexander upon
the Estopple that he should further Answer whereas it Appears by their Own rules
for pleading that the Estoppel Ought to have been Overruled and that Judgm.t Ought to

(have)

have been Given for the said Alexander that the Writ of the said Christian Should be Quashed.
Also in this that the Court proceeded against the said Alexander at the Suit of the said Christian in her Own
name whereas it Appears by the Record that she was Married to one Finch who was not named in the
writ and for that Judgment is given for the said Christian to recover of the said Alexander whereas it ought
to have been given that the said Christian should take Nothing by her writ aft and that the same Alexander should
go there of without day.
Also in this that the bill of the said Christian is Insuff.t in Law and the Cause of Action Alledged therein against
the said Alexander is not Sufficiently Alledged to Charge him with the fact thereon supposed to be Done.
Also in this that the Demurrer of the Defend.t is as in bar and that the plff in the Action Joyns in Demurrer
as in bar which the he concludes his Demurrer as in Abatement wch is a Discontinuance so that all further
proceedings there after were totally void. For all which Errors and many Others in the record and process
aft being the said Alexander prays that the Judgment aft may be reversed Annulled and Altogether held for
none and that he to all things that thereby he hath lost may be restored.
Whereupon the said Christian Sterling als Finch by Dan.l Dulany her Attorney appears and Says that in the
Record and process aft and also in rendering Judgment thereon it is in nothing Error and prays that the same
Judgment may in all things be affirmed &c.
And thereupon as well the said Alexander Frazer by his Attorney aft as the said Christian Sterling als Finch
by her Attorney aft pray that the Court here of the said property will proceed as well to the Examination
of the Record and process aft as of the Matters above for Errors assigned. Whereupon for that the Court
here are not Advised of their Judgment of and upon the premises aft day is given to the said parties to hear
there of their Judgment until next Court for that the said Court yet are not &c.
At which said next Court to wit the 11th day of September Anno Dom.i 1722 Come again the said parties plff &
Defendant by their Attorneys aft But for that the said Court here as yet are not Advised of their Judgm.t
of and upon the premises aft day is further given to the said parties to hear there of their Judgment
until next Court for that the said Court as yet are not &c.
At which said next Court to wit the 9th day of April Anno Dom.i 1723 Come again the said parties plff and
Defend.t by their Attorneys aft. But for that the said Court as yet are not Advised of their Judgment of
and upon the premises aft day there of is further given to the said parties to hear there of their Judgment
until next Court for that the said Court as yet are not &c.
At which said next Court to wit the 10th day of September Anno Dom.i 1723 Come again the said parties
plff and Defend.t by their Attorneys aft. But for that the said Court as yet are not Advised of their
Judgment of and upon the premises aft day there of is further given to the said parties to hear there of their
Judgment until next Court for that the said Court as yet are not &c.
At which said next Court to wit the 19th day of May Anno Dom.i 1724 Comes again as well the said
Alexander Frazer by his Attorney aft as the said Christian Sterling als Finch by her Attorney aft
Whereupon all and Singular the premises being by the Court here seen heard fully understood and
Mature Deliberation thereupon had. It is Considered by the Justices here the day and year last
Mentioned that the Judgment aforesaid for the Errors aft and Others in the record and process aforesaid
being be Reversed Annulled and altogeth held for none and that he the said Alexander Frazer
to all things that thereby he hath lost be Restored &c. And also it is Considered by the

(Justices)