Thereupon the said Fairer Hall by his attorney aft prays that for as much as he hath Complyed with the Law in order to a Judgment he may have Judgment against the said John Talbot as well for his Damages aft as for his Costs and Charges by him about his Suit in this behalf Laid out and expended according to the direction of the Act of assembly in Such Cases made and provided &c

Whereupon for that it appears to the Court here that the said Fairer Hall hath Complied with the Law as alledged and the said Fairer Hall having made proof of his said Damages to the Court here and that the said Jn Talbot altho solemnly called Comes not But makes default

Therefore it is Considered by the Justices here the day and year last mentioned that the said Fairer Hall recover against the said John Talbot as well the Sum of fifteen pounds Eight Shillings and Four pence Sterling the Damages aforesaid as also the Sum of pounds of Tobacco by the Court here to the said Fair Hall of his assent adjudged for his Costs and Charges by him about his Suit in this behalf Laid out and expended &c and the Defendant in Mercy &c

Mr Hutchinson &c

Mr Henry Donaldson — } Command was given to the Sheriff of Charles County that he Sheriff
Ad John Estep ad Jn Ogilvey } take John Estep late of Charles County planter Administrator of all and singular the Goods and Chattles Rights and Credits which were of Jn Ogilvey late of Charles County aft Merchant deceased who died Intestate as it doth appear to the Court here by the Inventory thereof taken by Order of Court and the same returned into the Office of Charles County aft and the same Goods Chattles Rights and Credits which were of the said Jn Ogilvey at the time of his Death in his hands to be found in his Office aft to Answer unto Henry Donaldson of a Plea of Trespass upon the Case &c that he the said Sheriff should not fail &c

And Whereupon the same Henry Donaldson by Wm Cumming his attorney Complains that whereas the aft John Ogilvey in his life time to wit on the Sixth day of July Anno Dom. Seventeen hundred and thirty one at Charles County aft the same John Ogilvey then and there using Commerce made and with his proper hand Subscribed his Certain first Bill of Exchange in writing according to the use and Custome of Merchants from the time whereof the memory of man is not to the Contrary Used and approved bearing the date the same day and year and the same Bill to a Certain Thomas Ogilvey Merchant in Dundee Directed the same Thomas Ogilvey then residing and using Commerce at Dundee in the Kingdom of Great Britain to wit at Charles County aft and by the same Bill requested the said Thomas Ogilvey at thirty days Sight thereof his Second and third not paid to pay unto the aft Henry Donaldson or his order the sum of thirty pounds Sterling money Value received and to place the same to the Account of the said John Ogilvey which said first Bill so aforesaid made Subscribed and Directed by the Order and for the use of the said Henry Donaldson after the making thereof to wit the Eleventh day of October Anno Dominii Seventeen hundred and thirty one at Dundee aforesaid to wit at Charles County aft was Exhibited and Shown to the said Thomas Ogilvey and the said Thomas Ogilvey was then and there by the order aforesaid According to the use and Custome of Merchants aft requested to Accept and pay the same Bill to the order of the said Henry Donaldson the said Thomas Ogilvey before the time had thirty days Sight

(thereof)

thereof at Dundee aforesaid to wit at the County aft and the Second or Third of the Same Bills or any of them not being paid or Accepted and the Same the said Ogilvey there and always hitherto hath refused to Accept or pay the Same first Bill and hathe not Accepted the Same nor paid the Contents thereof to the said Henry Donaldson or order According to the Custome of Merchants aft But afterward to wit the aft Eleventh day of October Anno Dom. Seventeen hundred and thirty one at Dundee aft to wit at Charles County aforesaid the aft first Bill of Exchange According to the use and Customs of Merchants aft was protested by reason of the Non Acceptance and Non payment thereof the said Henry Donaldson after the Death of the said John Ogilvey on the Sixth day of May Anno Dom. Seventeen hundred and thirty two at Charles County aft to the aft John Estep gave Notice by pretext of which promises the aft John Estep became and was Chargeable to pay the aft Henry Donaldson the aft thirty pounds Sterling in the aft first Bill of Exchange mentioned with all lawful Costs Damages and Interests by the said Henry Donaldson Suffered and Sustained for want of the due Acceptance of the said first Bill of Exchange and by Occasion of the Non payment of the Contents thereof to the said Henry Donaldson or order and thereupon the said John Estep the admr aft afterwards to wit the said Sixth day of May Anno Dom. Seventeen hundred and thirty two at Charles County aft in Consideration of the premises assumed upon himself and to the said Henry Donaldson then and there faithfully promised that he the said John Estep the said sum of thirty pounds Sterling with all lawful Cost Damages and Interest by the said Henry Donaldson Suffered and Sustained by Occasion of the Non Acceptance of the said first Bill of Exchange and Non payment of the Contents thereof when he should be afterwards thereunto required would well and truly Content and pay and the said Henry Donaldson in fact saith that the Damage and Interest of him the said Henry Donaldson by the aft Occasion Amounts unto the Sum of four pounds Ten Shillings Sterl Money aft whereof the said Henry Donaldson the day and place last above mentioned to the said John Estep gave Notice Nevertheless the aft Jn Estep his promise and Assumption aft not regarding But minding and fraudulently Intending him the said Henry Donaldson in this behalf Craftily and Subtilly to deceive and Defraud the aft thirty pounds Sterl together with the Damage and Interest afores which in the whole Amounts to the Sum of thirty four pounds Ten Shillings Sterl money aft to the said Henry Donaldson hath not paid altho so to do the same John Estep afterward to wit the Same Sixth day of May Anno Dom. Seventeen hundred & thirty two aft at the County aft by the said Henry Donaldson hath been requested But the same to him to pay hath hitherto refused and still doth refuse to the Damage of the said Henry Donaldson Sixty pounds Sterl. Money aft and thereof he brings the Suit &c. Pledges &c John Doe & Richard Roe

A Copy of which Deed. was made and Sent with the writ in this plea aforesaid.

At which Day Third Sworday of October to wit the 17th day of the Same Month Anno Dom. 1732 being the day of the return of the aforegoing writ Comes the said Henry Donaldson by his attorney aft and the Sheriff of Charles County to whom the same writ was directed likewise comes and makes return thereof to the Court here Indorsed in these words viz. Cepi Corpus Copy left in time of Dom. Tondall Sheriff

(whereupon)