The Same John in this Part Craftily & Subtilly to Deceive & Defraud the Aforesd Lessee of three hundred & Eighty one Pounds of Tobacco Shillings & two Pence or Any part thereof to the Sd John at the Sd & days the Sd Walter aforesd to wit the fourth Day of May Anno Domini Seventeen hundred & thirty one & Often afterwards at Baltimore County aforesaid by the Same John hath been Required hath not paid or Anywise Contented but the same to him to Pay or Anywise to Content hath altogether Refused & still Doth refuse to the Damage of the Sd John five hundred pounds Sterling money aforesd & thereof he brings the Suit &c

Pledges to Pros. Thos Doe & Richd Roe

Which Account mentioned in the foregoing Decl: follows in these Words Viz.t

Dr ——— Mr. Walter Dallas His Account Curr.t With Jno. Peele ——— Cr.

1728 Dec.r 14	To Goods Shipt on the Same John	£ 416	1	1	
March 25	To Ditto ... in the Severn ...	64	14	0	
1729 May 2	To Charges Protesting Same ...	3	0	4	
	To Postmaster Bill ...	1			
		£ 479	19	4	

1729 Dec.r 14	By Neat Proceeds on 1 Hhd	£ 0	18	6
	Tobacco & Mooreshead			
1730 June 24	By Ditto ... on 6 Hhds	391	18	8
	Tobacco & Cask			
	By half Bar: Gunpowder	1	10	0
	By 10 Bar.s Lead	2	10	0
	By 1 Box of Whips ...	1	7	0
	By Ballance remaining ...	384	15	2
		£ 479	19	4

London 15th January 1730

Errors Excepted

Jno. Johnsdale

And the Sd Walter Dallas by Dan.l Dulany his Att.y Comes & Defends the Force & Injury when & Prays Leave to Imparle hereunto until Next Court & he hath it & the Same Day is given to the Plt.ff also.

At which Court to wit the 7th Day of October Anno Domini 1732 Come again the Said Parties Plt.ff & Def.t by their Att.ys aforesd & the Sd Def.t by his Said Attorney Prays further Leave to Imparle hereunto until Next Court & he hath it & the Same Day is given to the Plt.ff also.

At which Court to wit the 6th Day of May Anno Domini 1733 Come Again the Said Parties Plt.ff & Def.t by their Att.ys aforesd & the Sd Def.t by his Said Att.y Prays further Leave to Imparle hereunto until Next Court & he hath it & the Same Day is given to the Plt.ff also.

At which Court to wit the 16th Day of October Anno Domini 1733 Come again the Said John Peele by his Att.y aforesd & the Sd Walter Dallas by his Att.y aforesd & the Sd Walter Dallas by his said Attorney as before Defends the Force & Injury when & saith that he did not assume upon himself in Manner & form as the Plt.ff above against him hath Complained & for Trial thereof puts himself upon the Country.

And the Plt.ff also.

Whereupon in Obeying the Generall Command of our Lord the King to the Sheriff of Baltimore County that he Cause to Come before the Justices of the Prov.l Court at Annapolis the third Tuesday of May Next or before the Justices Appointed to Take the Assizes in his County of the Same Day before that time & at such Place the Second Day of April Next to the County Court House in the said County Come Twelve Good & Lawfull Men of his Bailywick by whom &c who Neither &c to Recognize &c became Bound &c

(Pro.d)

Provided always that if two Writts thereupon Should Come to his hands then that he the Sd Sheriff Should Cause to return only one of them & have there the Names of that Jury & that Writ. Afterwards the Proc.s Continued between the Parties aforesd on the Plea aforesd by the Jury being put thereon in Respite hereunto until the third Tuesday of May Next then & there by the Justices of his Lord.ship the Lord Prop.rs to Take the Assizes in the said County Assigned on Tuesday the Second Day of April Next to the County Court House in the Sd County Should Come.

And now hereat this Day to wit the Sd third Tuesday of May being the twenty first Day of the Same Month Anno Domini 1734 Comes again into this Lord.ships Prov.l Court here as well the Said John Doole as the Sd Walter Dallas by their Att.ys aforesd & the Justices of Assize before whom the Sd Issue here their Record before them had in these words Viz.t

Afterwards to wit the Day & Place above mentioned before the Honble John Smith Esq.r one of this Lord.ships Justices of the Prov.l Court Assigned to Take the Assizes in Baltimore County according to the Form of the Act of Assembly & Came as well the Sd John Doole by his Att.y aforesd as the Sd Walter Dallas by his Att.y aforesd & the Jurors of that Jury whereof mention is above made being Called likewise Come to wit Bennett Garrett, Chas Ridgley, John Bowen Junr, George Elliot, Benj.a Knight, John Bowen Sen.r, James Gallion, Nath.l Darby, Charles Gorsuch, Thos Clark, Benj.a Bowen and Luke Raven who being Elected Tryed & Sworn to Say the truth in the Premisses & after the Same Jurors Thereby the Court Charged Concerning their Verdict from the Bar here to Commune together amongst themselves & Concerning the Giving of their Verdict & in the Premisses did Recede & thereof Amongst themselves being fully Agreed Came Again to the Bar to give in their Verdict But the Sd John Doole & all his Solemnly Called Comes not nor is the Writ above Sd further Prosecuted Agt the Said Walter Dallas. Test.t Mr. Summers

Therefore it is Considered by the Justices here the 21st Day of May Anno Domini 1734 & that the Said John Peele & his Pledges of Prosecuting be in Mercy &c & that the Sd Walter Dallas go thereof Without Day.

And also it is Considered that the Sd Walter Dallas Recover against the Sd John Peele the Sum of 1326 Pounds of Tobacco by the Court here Adjudged unto him for his Costs & Charges by him about his Defence in this behalf Laid out & Expended &c

Test Hy Hyde Chas Griffin Clerk Cur.

Dd Elizabeth Abercromby } Ann.e County ss. Be it Remembred that heretofore to wit the
Wm William Cheffen ... } 10th Day of April Anno Domini 1732. William Cheffen late of
of Ann Arundel County Shipcarpenter was Attached to Answer unto Elizabeth Abercromby of a Plea of Trespass &c. Whereupon the Said &c

And Whereupon the Sd Eliz.a by William Hill who is Admitted by the Court of the Lord Prop.rs here for the Sd Eliz.a who is within the Age of twenty two Years as the Next Friends of the Sd Eliz.a Complains that Whereas the Sd Eliz.a is & was a true & faithfull & Honest Subject of the Lord the King that now is & Tenant of the Lord Prop.rs that now is & as such Subject of the Sd Lord the King & Divers of his Progenitors late Kings of England & as such Tenant of the Lord Prop.rs that now is from the time

(ff)