April Term 1742

And the aff. William Byus demandeth against the aff. Richard Burdus Tenant by his own Warranty the Lands aff. with their Appurtenances in form aff. &c. And thereupon he saith that he himself was Seized of the Lands aff. with their Appurtenances in his Demesne as of fee & Right in the time of Peace in the time of our Lord the King that now is taking the profits thereof to the value of the rents into which &c. And thereupon he brings Suit. William Byus

And the aff. Richard Burdus Tenant by his own Warranty defendeth his right when &c. And Saith that the aff. Hugh Hunt did not disseise the aff. William Byus of the Lands aff. with their Appurtenances as the aff. William Byus by his Writ & Declaration aff. above doth suppose and of this he puts himself upon the Country. Richard Burdus

And the aff. William prays liberty thereof to imparle & he hath it & And afterwards the same William comes again into Court here this same Term in his proper person and the aff. Richard all the solemnly called comes not again but hath departed in contempt of the Court & made default Therefore it is considered that the same William recover his Seizin against the aff. Charles Goldborough of the Tracts of Land aff. with their Appurtenances & and the same Charles have of the Lands of the aff. Thomas Alford to the value &c. And that the same Thomas further have of the Lands of the aff. Richard to the value &c. the same Richard in Money &c. And thereupon the same William prays the Writ of the right Honourable the Lord Prop. to the Sheriff of Dorchester County directed to cause him to have full Seizin of the Tracts of Land aff. with their Appurtenances &c. it is Granted unto him returnable the third Tuesday of October next &c.

SB John West
Philip & Martin Smith } Command was given to the Sheriff of Anne Arundell County that he should take Philip Smith and Martin Smith late of London Merchants if they should be found in his Bailywick & them safe keep so that he might have their Bodies before the Justices of this Lordships Prov. Court to be held at Annapolis the second Tuesday of April then next to answer unto John West in a plea of Trespass upon the Case &c. and that thereof he the said Sheriff should not fail &c.

And thereupon the said John West by Stephen Bordley his Attorney Declared against the said Philip Smith & Martin Smith in the Plea aff. as follows viz.

Maryland ss. Philip Smith and Martin Smith late of London Merchants were attached to Answer unto John West in a plea of Trespass upon the Case &c.

And Whereupon the said John by Stephen Bordley his Attorney complains that Whereas the aff. Philip & Martin were on the thirteenth Day of October Seventeen hundred & forty one at Annarundell County aff. indebted unto him the said John in the Sum of three hundred pounds two Shillings & three pence Sterling money of Great Britain for such matters as lie properly in an Account as by a particular Account thereof here within Court brought may appear And being so thereof indebted the aff. Philip & Martin in Consideration thereof afterwards to wit on the Day & Year aff. at the County aff. upon themselves assumed & to the said John then & there faithfully promised that they the said Philip & Martin the aff. Sum of three hundred pounds two Shillings & three pence Sterling money aff. to him the said John when afterwards they should be thereunto required would well & truly content & pay. Nevertheless the aff. Philip & Martin their Promise & assumption so as aff. made not regarding but minding & fraudulently intending him the said John in this behalf craftily & subtilly to deceive & defraud the aff. Sum of money or any part thereof to him the said John have not nor hath either of them paid or contented (all the so to do the aff. Philip & Martin were afterwards to wit on the Day & Year aff. & often afterwards at the County aff. by the said John requested) but the same or any part thereof to content or pay they have altogether refused & still do refuse to the damage of him the said John in the Sum of five hundred pounds Sterling aff. & therefore he brings Suit &c.

Pledges &c. John Doe & Rich: Roe

(1) which said Account mentioned in the aforegoing Declaration follows in these Words viz.

Mess.rs Philip & Martin Smith Dr.

| | | Mdle Cur.r £ | Sterling £ |
|---|---|---|---|
| 1740 | Voyage from London to Maryland & back to London | | 16.— |
| | To Ball.a Hac. fur.r settled before her departure | | 1.17.— |
| May | To Cump paid James Folks | | 5.— |
| | To 4 ps. Screws & Rollers | | |

(To)



(2) April Term 1742.

| | Cur.r | Ster.g |
|---|---|---|
| To Brandy in the Downs | | 2.10.— |
| To pulling the Pilot on Shore | | 5.— |
| To Searchers fees in the Downs | | 3.4 |
| To 7 Ton Small Beer at Portsmouth | | 1.2.6 |
| To fresh Water | | 2.6 |
| To Sailing Orders of Capt. Trevor | | 10.6 |
| To Publishing the freight in Maryland | | 5.— |
| To Ditto in Baltimore | | 5.— |
| To trimming the Water Casks | 4.18.— | |
| To John Farley for Wages to help to Load | 5.10.8 | |
| To 6 Ms. Rigbies Flatt & Man | | 4.10.— |
| To Hire of Dr. Middlemores Flatt | | 2.6.8 |
| To 4 Barrells of Pork of Jacob Giles a 35/ | | 7.—.— |
| To a 1/2 Cask Madera Wine Do. | | 3.10.— |
| To Flatt hire | | 1.8.9 |
| To 40 Bd. Pork of Flatt | | |
| To hire of Abraham Lords Man | —.7.— | |
| To Abraham Lords Rolling 2 hogsheads Tobacco | 6.—.— | |
| To 2088 lb. Bread of Mr. Storey a 18/ ℔ Ct | —.10.— | |
| To Wages paid Patrick Kilmore 2 Mos. | 18.15.10 | |
| To John Wood & John Spurger 2 Do. each | 8.—.— | |
| To Thomas Holstock | 16.—.— | |
| To William Dullum's Man 2 Do. a 8 lb | 7.14.— | |
| To 117 Gallons Rum of Jacob Giles a 2/ | 6.—.— | |
| To 3 Bushells Salt a 6/ | | 11.14.— |
| To Roll of Dr. Middlemore's Tob.o | —.18.— | |
| To Jacob Giles bringing on Board 133 Hhds. Tobacco a 5/ stow | —.10.— | |
| To Beef for Flatt | | 38.5.— |
| To 4 Barr.s Flour of 871 lb a 14 ℔ Ct | —.3.— | |
| To Cask for Ditto | 6.2.4 | |
| To 900 lb. Beef of Jno. Clark a 3d. | —.6.— | |
| To 10 Bushells Peas a 3/6 | 11.6.— | |
| To Cut & clearing the Maryland Dukes | 1.15.— | |
| To Ditto with Mr. Macnomarra | | 44.14.5 |
| To Maj. John Hall Roll of 26 Hhds Tob.o | | 3.—.— |
| To Ditto Flatt hire | | 6.10.— |
| To 1229 lb Beef of Do. a 3d. | | 4.10.— |
| To hire of Sawyers Flatt | 15.7.3 | |
| To Do. of 6 Hhd Flatt | | 12.—.— |
| To Sam.l Hopkoll bring on Board his Tobacco | | 8.—.— |
| To Bills Lading | | 1.—.— |
| To Thomas Horner for Wages | —.16.— | |
| To a Barr. Pork N. Macubbin | 4.3.— | |
| To Provision for the Flatt a Bush | | 1.15.— |
| To Charles Cancell for Wages | —.18.9 | |
| To Dr. Wakeman for the People | 4.—.— | |
| To Do. Moor Do. | 4.10.6 | |
| To Robert Sanders Trimming Water Casks | 3.6.— | |
| To Do. for 500 Billets | | 2.8.— |
| To Nich. Macubbin 6 Barr.s Pork a 35/ | 1.10.— | |
| To Carting the Pork from Annapolis | | 10.10.— |
| To Capt. Lux for 9 Iron Bound Casks | 1.5.— | |
| To 2 Wood bound Casks | | 1.10.— |
| To 3 Bushells of Peas a 5/ | | 5.— |
| To Rum Hhds for Water Casks | 2.—.— | |
| To John Parran for 1800 lb Bread & Flour a 11 ℔ Ct | 1.10.— | |
| To Do. 213 Pork a 21/ | | 7.3.— |
| To Do. 1/4 Beef | | 1.15.6 |
| To Do. 254 lb pork a 3d. | | 1.10.— |
| To James Hugh 200 lb Beef a 2d. | 3.3.6 | |
| To Sundry Expences | | 2.1.8 |
| To Horse hire Corn & Cabbin allowance | 20.—.— | |
| | —.— | 11.—.— |

(To)