afterwards he should be thereunto required would well and truly Content and pay. And the afores.d Mayberry in fact saith that the said Mayberry for his work and labour last aforesaid so as afore done and performed and for the materials and Necessarys in and about the work and labour last afs.d so as afs.d found Provided and used reasonably deserved to have of the afores.d Thomas another like sum of One hundred and thirty nine pounds eight Shillings and six pence like current money afores.d to wit at the County afores.d where the afores.d Thomas afterwards to wit on the Day and Year afs.d at the County afs.d had Notice. Nevertheless the afores.d Thomas his Several Promises and Assumptions afs.d so as afs.d made not regarding but minding and fraudulently intending them the said Mayberry in this behalf Craftily and Subtilly to deceive and Defraud the afs.d Several sums of money or any Part of either of them to him the said Mayberry hath not Contented or paid (altho' so to do the afs.d Thomas was afterward to wit on the day and Year afs.d and often afterwards at the County afs.d by the said Mayberry requested) but the same or any part of either of them hitherto to Content or pay he hath altogether refused and still Doth refuse to the damage of him the said Mayberry in the sum of Two hundred pounds Current money afs.d and therefore he brings Suit &c.

Pledges &c John Doe and Rich.d Roe

Which acc.t mentioned in the aforegoing Declaration follows in these words Viz.t

		£	s.	D.
1742	Dr Thomas Harrison			
Apr.l	To dealing with the Sheriff and attending my self at ye Court	1	0	0
	getting 580 foot of Scantling	3	3	4
June	To clamping your Cart Wheels and putting up a shelf and Diat	0	6	0
July	To dealing the Gableends of your Old Store house Diating and Attending my self and laying some loose Planks	0	10	0
	To 2 Sledges at 3 each	0	6	0
	To my man 2 Days Cutting, and Diating him	0	8	0
Aug.t	To hearing and Examining a Gallows & changing y.e Scales Diat & Attend.e	1	15	0
	To mending your Old Stove where it was broke Open	0	3	0
	To putting a Floor over your Scales and Diat and Attendance	0	5	0
Sep.t	To making Brackets and Shelves on them, and putting up Small Shelves & diat	0	8	0
	To framing and Raising a Platform & hand Rails to it & Diat and Attendance	1	8	0
	To mending your Lime house making a Door and hanging it, diat and attend.e	0	10	0
	To 2 Days Helping to get in the Lime and Diat	0	8	0
	To Casing the Old Store Door and mending an Old Chest of Drawers and Diat	0	6	0
	To a large Warehouse 50 foot Long and thirty one foot Wide now begins			
	To getting 4809 foot 1 Inch of Scantling and Diat and Attendance at 11 ₰ M.d	26	8	0
	To 7618 foot 9 Inches of Framing and Diat and attendance at 10 ₰ Square	38	1	3
	To Latting and putting up barge board Jointing and Shingling 2214 foot 10 Inches and Diat and attendance at 2 ₰ foot	17	14	4
	To Plaining Jointing beeding and Weather boarding 2763 foot 10 Inches and Diat and Attendance at 2 ₰ foot	23	0	6
	To 366 foot 8 Inches of flooring Jointing and Rabbitting and finished and Diat at 3 ₰ foot	4	11	8
	To 1980 foot 11 Inches of Flooring not finished and Diat at 6½ ₰ foot	12	9	5
	To 2 Dormont Windows Shutters and bolts and Diat and attendance	3		
	To a pair Shutters at the gable end & bolts to it and Diat	0	7	0
	To making 2 Doors Latex and Diat at 12 each	1	4	6
	To making 4 large Door hanging and fixing Locks Staples and bolts to them and Diat at 12 ₰ Door	2	8	0
Dec.r	To Laying 1 Side of the Roof and Diat and attendance	0	8	0
		£139	8	6

Errors Excepted Mayberry Helm

Balt. County ss. March 22. 1742/3. Then came Mayberry Helm and made Oath on the holy Evangelists of Almighty God that the above acc.t is just and true and that he hath rec.d no part nor parcel thereof (Excepting a Book acc.t of said Harrison) nor no other Security or Satisfaction for the same before me

Geo. Buchanan

And the said Thomas Harrison by William Cumming his attorney Comes and Defends the force and Injury when &c. And prays leave to imparle hereunto untill next

(Court)

Court and he hath it and the same Day is given to the Plaintiff also

At which said next Court to wit, the 18.th Day of October Anno Dom. 1743. come again the said Parties Plaintiff and Defend.t by their attorneys afs.d and the said Defend.t by his said attorney prays further leave to imparle hereunto untill next Court and he hath it, and the same Day is given to the Plaintiff also

At which said next Court to wit. the 10.th Day of April Anno Dom. 1744. come again the said Parties Plaintiff and Defendant by their attorneys afs.d and the said Defend.t by his said attorney prays further leave to imparle hereunto untill next Court and he hath it, and the same Day is given to the Plaintiff also

At which said next Court to wit the 11.th Day of September Anno Dom.i 1744. Comes again as well the said Mayberry Helm by his attorney afs.d as the said Thomas Harrison by his attorney afs.d and the said Thomas Harrison by his said attorney as before Defends the force & Injury when &c. And saith that he did not assume upon himself in manner and form so as the afs.d Mayberry Helm above against him hath Complained, and of this he puts himself upon the Country. And the Plaintiff also

Whereupon Command is given to the Sheriff of Ann Arundel County that he immediatly cause to Come here Twelve Good and Lawfull men of his Bailywick by whom &c. who neither &c. to recognize &c. because as well &c. of which said Precept the said Sheriff to wit, Samuel Smith Gent. makes return that he has here ready Twelve &c. as by his said Precept he was commanded to wit, John Ramsay, George Craighill, James Chaplain, Baptist Barber, John Spencer, Ezekiel Gillis, James Veazey, John Woolford, Isaac Williams, John Lewellen, Walter Dallas, and Charles Hynson Jun.r who being duly Elected Tried and Sworn to say the truth in the Premises upon their Oath do say that the said Thomas Harrison did assume upon himself in manner and form so as the afs.d Mayberry Helm above against him hath Declared, and they assess the damages of him the said Mayberry by Occasion of the Premises afs.d besides his Costs and Charges by him about his Suit in this behalf laid Out and expended to One hundred and thirty nine pounds eight Shillings and Six pence Current money of Maryland.

Therefore it is Considered by the Justices here that the said Mayberry Helm recover against the said Thomas Harrison as well the sum of one hundred and thirty nine pounds eight Shillings and six pence Current money his Damages afs.d by the Jurors afs.d in form afs.d assessed as also the sum of

9000 lbs Pounds of Tobacco by the Court here unto him on his Assent Adjudged for his Costs and Charges by him about his Suit in this behalf laid Out and expended, and the said Defend.t in Mercy &c.

Mem.d The Heads of a Bill of Exception filed before the Jury went from the Bar

Test. R Bardus Clk

H. Abraham Taylor } Command was given to the Sheriff of Kent County that he should take
H. John Yeal } John Yeal late of Kent County Merchant, otherwise called John Yeale of Chester Town in Kent County in the Province of Maryland Merchant if he should be found in his Bailywick and him should safe keep so that he might have his body before the Lordships Justices of the Provincial Court to be held at Annapolis the third Tuesday of May next to answer unto Abraham Taylor of a Plea that he render unto him the sum of three hundred and seventeen pounds ten shillings Sterling money which to him he Owes and unjustly detains &c. And that there he the said Sheriff should not fail &c.

At which said Third Tuesday of May to wit the 7.th Day of the same Month Anno Dom. 1740. being the day of the Return of the aforegoing Writ Comes the said Abraham Taylor by James Calder his attorney and the Sheriff of Kent County to whom the same Writ was directed likewise Comes and makes return thereof to the Court here thus Indorsed Vis.t Cepi Corpus &c. W. Harris Shff. Kt Coty

And the said John Yeal by Joshua George his Attorney appears. Thereupon at the prayer of the Plaintiff by his attorney afs.d the said John Yeal is adjudged to give Special bail to the Action afs.d But for want thereof he is committed to the Custody of the Sheriff of Kent County there to remain untill &c. who being Present took Charge of him and

(And)