County aforesaid upon himself assumed and to the same Alexander and Andrew Symmer then and there faithfully promised that he the said Arthur Collins the said sixty two pounds fourteen Shillings and one penny Sterling and the Cost Damage and charges occasioned by the non payment thereof and the protestation of the said Bill to the said Alexander and Andrew Symmer when thereunto requested would well and truly content and pay and the said Alexander and Andrew in fact say that the Cost Damage and charges aforesaid amount to nine pounds eight Shillings and one penny Sterling whereof the said Arthur Collins on the Day and Year last mentioned at Anne Arundel County aforesaid had notice Nevertheless the said Arthur Collins his promise and Assumption aforesaid nothing regarding but minding and fraudulently intending them the said Alexander and Andrew in this part craftily and subtilly to deceive and defraud the said sixty two pounds fourteen Shillings and one penny Sterling and the said nine pounds eight Shillings and one penny Sterling amounting in the whole to Seventy two pounds two Shillings and two pence Sterling or any part thereof (altho so to do the said Arthur Collins was on the twentieth Day of May in the Year of our Lord one thousand seven hundred and sixty two and often before and since viz. in Anne Arundel County aforesaid by the said Alexander and Andrew requested) the said Seventy two pounds two Shillings and two pence Sterling to the said Alexander and Andrew hath not paid or to either of them hath paid or in any sort contented but the same to them to pay hath wholly refused and still doth refuse to the Damage of the said Alexander and Andrew one hundred and forty four pounds four shillings and four pence Sterling and thereof they bring Suit and so forth

Pledges and so forth, John Doe and Richard Roe

A Copy of which aforegoing Declaration was made and sent with the Writ which Issued in the plea aforesaid

And now here at this Day to wit the 14th Day of September Anno Domini 1762 being the Day of the Return of the aforegoing Writ came the said Alexander and Andrew Symmer by their Attorney aforesaid And the Sheriff of Anne Arundel County to whom the same Writ was directed also comes and makes Return thereof to the Court here thus Endorsed to wit

Capi Copy left in Time Henry Johns Sher

And the said Arthur Collins being called upon Appears And at the prayer of the Plaintiffs by their Attorney aforesaid the said Arthur Collins is Adjudged to give Special Bail to the Action aforesaid Thereupon a certain John Jones Junior

(of)

of Anne Arundel County present here in Court in his proper person undertakes for the said Arthur Collins that in case the said Alexander and Andrew Symmer shall recover Judgment against the said Arthur Collins in the plea aforesaid or that the said Arthur Collins shall be therein legally Convicted that then the said Arthur Collins shall pay the Condemnation of the Court thereupon or deliver himself to the Custody of the Sheriff of Anne Arundel County in Satisfaction thereof or that he the said John Jones Junior will do the same for him

And the said Arthur Collins by Thomas Johnson Junior his Attorney defends the Force and Injury when and so forth and prays leave to imparle hereunto until next Court and he hath it the same Day is given to the Plaintiffs also

At which said next Court to wit the 12th Day of April Anno Domini 1763 came again the said Parties Plaintiffs and Defendant by their Attorneys aforesaid And the said Defendant by his said Attorney prays further leave to imparle hereunto until next Court and he hath it the same Day is given to the Plaintiffs also

At which said next Court to wit the 13th Day of September Anno Domini 1763 came again the said Parties Plaintiffs and Defendant by their Attorneys aforesaid And the said Defendant by his said Attorney prays further leave to imparle hereunto until next Court and he hath it the same Day is given to the Plaintiff also

At which said next Court to wit the 10th Day of April Anno Domini 1764 came again as well the said Alexander and Andrew Symmer by their Attorney aforesaid as the said Arthur Collins by his Attorney aforesaid And the said Arthur Collins by his said Attorney (as before) defends the Force and Injury when and so forth and saith that he did not Assume upon himself in manner and form as the said Alexander and Andrew above thereof against him have complained and of this he puts himself upon the Country and so forth and the aforesaid Alexander and Andrew in like manner and so forth

Nevertheless the said Arthur Collins by his Attorney aforesaid relinquishes the Averment aforesaid above by him pretended saith that he cannot deny the Action aforesaid of the said Alexander and Andrew Symmer so as aforesaid against him brought nor but that he did Assume upon himself in manner and form so as the aforesaid Alexander and Andrew Symmer above against him hath declared

Therefore it is Considered by the Justices here that the said Alexander and Andrew Symmer recover against the said Arthur Collins the sum of Seventy two pounds two Shillings and two pence Sterling their Damages aforesaid as also the sum of

Tob. 7 £ 6 12 6

Tobacco by the Court here unto them in their Assent adjudged for their Costs and Charges by them about their Suit in this behalf laid out and expended And the said Defendant in Mercy &c

Test Reverdy Ghiselin Clk