the aforesaid Sum of Money to him the said Alexander when afterwards he should be thereunto required would well and truly Content and pay Nevertheless the aforesaid John Nelson his promise and Assumption aforesaid in form aforesaid made not regarding but minding and fraudulently intending him the said Alexander in this Behalf Craftily and Subtilely to Deceive and Defraud the aforesaid Sum of Money or any part thereof to him the said Alexander hath not rendered or paid (altho so to do the aforesaid John Nelson was afterwards to wit on the day and year aforesaid and often afterwards at the County aforesaid by him the said Alexander requested) But the same or any part thereof to him the said Alexander to Content or pay he hath hitherto altogether refused and still doth refuse to the Damage of him the said Alexander in the Sum of Fifty five pounds Sterling money aforesaid and therefore he brings Suit and &c. with Pledges and &c. with John Doe & Richard Roe

The account mentioned in the aforegoing Declaration follows in these words to wit

1760 Capt. John Nelson Dr. in Acct. with Alex. Anderson Contra Cr.

To my Wages on Board the Snow Alexander now lying in Choptank River from the 11th Nov. 1760 to the 16th Aug. 1761 being 9 months and 5 Days at £3. Stg. p Month	27. 10. 0

18th Aug. 1761 Came the within named Alexander Anderson before me the Subscriber one of his Lordships Justices of the peace for Kent County & made Oath on the Holy Evangelists of Almighty God that the within Account is Just and true as it stands stated & that he hath not received any part or parcel of the within account any further than an Account the said John Nelson may have against him the amount of which he does not exactly know to the best of his knowledge

Tho. Smythe

And the said John Nelson by his Attorney aforesaid Defends the force and Injury when and &c. and prays 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 18th day of March Anno Dom One thousand Seven hundred and Sixty two Come again the said Parties Plaintiff and Defendant by their Attorneys aforesaid and the said Defendant 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 18th day of August Anno Dom One thousand Seven hundred and Sixty two Come again the said Parties Plaintiff

(And)

And Defendant by their Attorneys aforesaid and the said Defendant by his said Attorney files the following Account in Bar to wit

1760 Alex. Anderson Sailor of the Snow Alexander John Nelson Master Dr.

To 2 months advanced Wages . . . at 60/	£6. —
To 18 Gallons Brandy . . . 5/	£4. —
	£7. —

Errors Excepted John Neilson

John Neilson within named made Oath on the Holy Evangelists of Almighty God that the within Acct. is Just and true and that to his knowledge he never did Directly or Indirectly receive any part or parcel of the money due by the same account nor any thing in Security or Satisfaction for the same, Before me one of his Lordships Justices of the Provincial Court this 25th Day of Sept. 1761

Sworn to before Geo Stewart

And thereupon the aforesaid Defendant by his Attorney aforesaid 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 ninth day of November Anno Dom One thousand Seven hundred and Sixty two Come again as usual the said Alexander Anderson by his Attorney aforesaid as the said John Nelson by his Attorney aforesaid and the said John Nelson by his said Attorney produces to the Court here the following Habeas Corpus the tenor whereof follows in these words to wit

Maryland to wit Frederick absolute Lord and Proprietary of the Province of Maryland and Avalon Lord Baron of Baltimore and &c. forth To the Justices and Sheriff of Ann Arundell County greeting Whereas a certain John Nelson is detained in the Prison of our said County under the Custody of you our said Sheriff at the suit of a certain Alexander Anderson of a plea of Trespass upon the Case which said plea as it is said still depends before you our said Justices undetermined and we being willing for divers Causes that the Plea aforesaid undetermined as aforesaid shall be heard and Determined before the Justices of our Provincial Court Therefore We Command you that you have the Body of the said John Nelson by whatsoever name he be called in the plea aforesaid together with the day and Cause of his Caption and Detainer and all things thereunto relating before the Justices of our Provincial Court to be held at Annapolis the second Tuesday of April next that our said Justices may further proceed therein as to Justice appertains and &c. forth Witness fail not at your peril and have you then and there this writ Witness John Brice Esqr. Chief Justice of our said Provincial Court the 9th day of October in the 12th year of our Dominion &c. and in the year of our Lord Seventeen hundred and Sixty two

(T. Johnson)

Issued the 18th day of Nov. 1762 Allowed per Jno Brice, Reverdy Ghiselin Clk.

which being read and heard the same is allowed of and the Record and Proceedings aforesaid with all things thereunto relating is ordered to be transmitted to the next Provincial Court In Testimony whereof I have hereunto set my hand and affixed the Seal of the County aforesaid the twentieth day of December in the year of our Lord Christ One thousand Seven hundred and Sixty two Jno Brice Clk.

(Seal)

(And)