in the plea aforesaid or that he the said James Porteous shall be therein Legally convicted that then the said James Porteous shall pay the Condemnation of the Court thereupon or render his Body into the Custody of the Sheriff of Ann Arundel County in Satisfaction thereof or that he the said James Reith will do the same for him And the Plaintiffs by their Attorney aforesaid Declare against the said Defendant in the plea as follows to wit Ann Arundel County to wit James Porteous late of Ann Arundel County Mariner was attached to Answer unto Speirs & Mackie and Company of a plea of Trespass upon the Case and wherein And Whereupon on the aforesaid Plaintiffs by James Hollyday their Attorney complain that whereas the said James Porteous the Twentieth day of April in the Year of our Lord one Thousand seven hundred and sixty two at London in Parts beyond the Seas to wit at County aforesaid had received in and upon a certain Ship called the Bolling whereof the said James Porteous then was Master to be Transported and conveyed from London aforesaid Parts beyond the Seas to Maryland to wit at County aforesaid divers Goods and Merchandizes to wit five Bales two Trunks Eighteen Casks six Boxes six Bundles one half Chest and two Rolls of Merchandize and twenty four Grindstones the proper Goods and Merchandizes of them the said Plaintiffs in good order and well conditioned And whereas also the said Plaintiffs the same day and Year aforesaid at London aforesaid to wit at County aforesaid had paid to the same James Porteous Freight for Transporting and conveying the said Goods and Merchandizes with Primage and Average accustomed the said James Porteous afterwards to wit the same day and Year aforesaid at London aforesaid to wit at County aforesaid upon himself Assumed and unto the same Plaintiffs then and there faithfully promised that he the said James Porteous the Goods and Merchandizes aforesaid from London aforesaid to Maryland would Transport and convey and the same Goods and Merchandizes unto a certain Ebenezer Mackie or in his Absence to a certain Anthony M Culloch at Oxford Choptank River or to their Assigns would Deliver in the like good order and well conditioned the Danger of the Seas only Excepted as the same Goods and Merchandizes were in at the Time of the Receipt of them in and upon the aforesaid And the said Plaintiffs in fact say that the Goods and Merchandizes aforesaid at the Time of the Receipt of them in and upon the Ship aforesaid were in good order and well conditioned at London aforesaid to wit at County aforesaid And the said Plaintiffs further in fact say that the said James Porteous after the making the promise and Assumption aforesaid to wit the Last Day of June in the Year aforesaid with the Ship aforesaid from London aforesaid at Maryland aforesaid to wit at County aforesaid did Arrive & Nevertheless the said James Porteous his Promise and Assumption aforesaid not Regarding but minding and intending the said Plaintiffs in this part to injure and defraud the Goods and Merchandizes aforesaid in the like good order and well conditioned as the same were in at the Time of the Receipt of them in and upon the Ship aforesaid to the aforesaid Ebenezer Mackie or Anthony M Culloch who for all the Time aforesaid were the Agents and Factors of the said Plaintiffs did not deliver Altho often Required thereunto but the same Goods & Merchandizes so Negligently and carelessly did keep Transport and convey in and upon the Ship aforesaid that for Want of the good Care of the said James Porteous in the keeping Transporting and conveying of the same Goods and Merchandizes in and upon the (Ship)

Ship aforesaid seven Pieces of brown Rolls containing two hundred and fifty two Ells and half an Ell of the Value of Five Pounds two Shillings and three pence Sterling Money Eighteen Ells and three Quarters of an Ell of Rolls in Remnants of the Value of eight Shillings like Money four Pieces of Arnabrigs containing four hundred and eleven Ells of the Value of Fifteen pounds twelve shillings and ten pence Like Money Thirty seven Ells of Arnabrigs in Remnants of the Value of one Pound nine shillings and three pence like Money one Hundred and eight Ells of Linen Wrappers of the Value of one Pound fifteen shillings like Money one Dozen Mapps of the Value of twelve shillings Like Money six Torrington Rugs of the Value of one Pound four shillings like Money eighteen spotted Rugs of the Value of six Pounds twelve shillings Like Money three Yarn Rugs of the Value of two Pounds Twelve Shillings and six pence like Money six Worsted Rugs of the Value of Five Pounds fifteen shillings and six pence Like Money six White Fancy Rugs of the Value of three Pounds eighteen shillings Like Money one Pack Sheet and Cord of the Value of six shillings and six pence like Money and one piece of Imbosled containing Twenty four Yards and half a yard of the Value of one Pound nineteen shillings and nine pence like Money part of the aforesaid Goods and Merchandizes so as aforesaid received in and upon the Ship aforesaid by the said James Porteous were much damaged and Spoiled in the Transporting and conveying of the same from London aforesaid to Maryland aforesaid to wit at County aforesaid that the same thereby became of little Value whereby the said Plaintiffs say they are injured and have sustained Damage to the Value of Sixty Pounds Sterling Money and therefore they bring Suit and so forth Pledges &c. forth John Doe & Richard Roe And the said James Porteous by John Hall his Attorney comes and Defends the force and injury when and so forth and prays Leave to imparle hereunto until next Court and he hath it and the same day is given to the Plaintiffs also At which said next Court to wit the 10th day of September Anno Dom. 1765 come again the said parties Plaintiffs and Defendant by their Attornies aforesaid And the said Defendant by his said Attorney prays further Leave to imparle hereunto until next Court (and he hath it and the same day is given to the Plaintiffs also At which said next Court to wit the 9th day of April Anno Dom. 1765 come again the said Parties Plaintiffs and Defendant by their Attornies aforesaid And the said Defendant by his said Attorney prays further Leave to imparle hereunto until next Court and he hath it and the same day is given to the Plaintiffs also At which said next Court to wit the 10th day of September Anno Domini 1765 come again the said parties Plaintiffs and Defendant by their Attornies aforesaid And the said Defendant by his said Attorney prays further Leave to imparle hereunto until next Court and he hath it and the same day is given to the Plaintiffs also At which said next Court to wit the 8th day of April Anno Dom. 1766 come again as well the said Speirs and Mackie and Company by their Attorney aforesaid as the said James Porteous by his Attorney aforesaid and the said James Porteous by his said Attorney as before defends the force and injury when and so forth and saith that he never did Assume upon himself in manner and form as the aforesaid Plaintiffs above have Declared against him and of this he puts himself upon the Country and so forth And the aforesaid James by Leave of the Court here and according to the form of the Statute in such Case late made and provided comes and further defends the force and injury when and so forth and saith that he is not guilty of the Premises above on him imposed in manner and form as the said Plaintiffs above have Declared against him and of this he puts himself

(upon)