And the said William and Robert Molleson as to the first plea of the said George Fitzhugh in like manner &c.

And the said William and Robert Molleson say that they by any thing by the said George Fitzhugh in his second plea above alledged ought not to be precluded from having their action aforesaid against him the said George Fitzhugh because they say that the said George Fitzhugh within three years next before the day of the Impetration of the original writ of them the said William and Robert Molleson did assume upon himself in manner and form as the said William and Robert Molleson above against him complains and this they pray may be enquired of by the country and the said George Fitzhugh in like manner &c.

Whereupon this cause standing ready for Trial Command is given to the Sheriff of Ann Arundel County that he cause to Come before the Judges of our Genral Court here on the second Tuesday of May next twelve &c. by whom &c. and who neither &c. to recognize &c. because as well &c. the same day is given to the said parties then and there &c.

And now here at this day to wit the second Tuesday of May being the Eleventh day of the same month anno domini seventeen hundred and ninety come again as well the aforesaid William Molleson and Robert Molleson by their attorney aforesaid as the aforesaid George Fitzhugh by his attorney aforesaid. But our said Sheriff hath not sent his writ.

Whereupon the aforesaid William Molleson and Robert Molleson by their attorney aforesaid file in Court here the following account to wit

Dr. Mr. Geo. Fitzhugh in account with William and Robert Molleson, for delings in London. . . . . Cr.

		Sterling		
1771 November 15	To Cash advanced him	32	10	—
	To Interest on £32..10. from 15th Novr 1771.			

State of Maryland Baltimore County ss. Fifth May one thousand seven hundred and eighty one, then came before me one of the State's Justices of the peace for the County aforesaid John Wigglesworth and made oath on the Holy Evangelist of Almighty God that he hath for

for several years last past lived with William Molleson and William and Robert Molleson of London merchants, and acted in the Capacity of Clerk and Book keeper to them and hath been during that space conversent with and privey to the mercantile Transactions of the said William Molleson and Robert Molleson and that all the accounts contained in this book from folioone to folio two hundred and seventy one both inclusive are relative to the Mercantile transactions of the said William and Robert Molleson and are just and true as they stand stated that neither he nor the said William Molleson or William & Robert Molleson have received any part or parcel thereof any security or other satisfaction for the same more than credits therein given to the best of his knowledge. Sworn before

Peter Shiphend

Prince Georges County ss. Febuary 11th 1788.

I do hereby Certifie that the above account and probit is a just and True Copies taken from Williame Molleson and William and Robert Molleson's London Book of accounts kept by John Wigglesworth.

Fielder Bowie.

Prince Georges County ss. 12th Feby. 1788. Thomas Contee agent for William Molleson merchant of London made oath that he nor any other person to his knowledge ever Receivd any part of the within acct. more than the Credits given nor any Security or satisfaction for the same to the best of his knowledge.

Rind.o Johnson

Nevertheless the said George Fitzhugh by his attorney aforesaid relinquishing the averment above by them prelended saith that he Cannot deny the action aforesaid of the aforesaid William Molleson and Robert Molleson so as aforesaid against him brought nor but that the said William Molleson and Robert Molleson have sustained damage to the sum of ninety one pounds five shillings and five pence current money by occasion of the promise and assumption aforesaid in manner and form as the aforesaid William Molleson and Robert Molleson above against him hath declared. Therefore