and injury when and soforth and prays leave to Imparle hereunto until next Court, and hath it and the same day is given to the Plaintiff also.

At which said next Court, to wit, the second tuesday of May being the eleventh day of the same month anno domini seventeen hundred and ninety comes here again into our General Court as well the said James Clerke administrator aforesaid by his attorney aforesaid as the said Allen Quynn Executor aforesaid by Samuel Chase his attorney and the aforesaid James Clerke administrator aforesaid by William Cooke his Attorney aforesaid declared against the aforesaid Allen Quynn Executor aforesaid in the plea aforesaid as follows, to wit.

Western shore, State of Maryland, Ann Arundel County to wit Allen Quynn late of Ann Arundel County Gentleman executor of the Testament and last will of Lewis Lee late of the same County deceased otherwise called Lewis Lee of Ann Arundell County planter was summoned to answer unto James Clerke administrator of all and singular the Goods and Chattels Rights and Credits which were of James Russell deceased of a plea that he render unto him the said James the sum of two hundred and forty five pounds Sterling money of the value of four hundred and eight pounds six shillings and eight pence current money which from him the said Allen unjustly detains &c.

And whereupon the said James Clerk by William Cooke his attorney complains that whereas the said Lewis Lee in his life time, to wit on the Eighteenth day of September in the year one thousand seven hundred and seventy two at Ann Arundel County aforesaid by his certain writing obligatory acknowledged himself to be held and firmly bound unto the said James Russell in his life time in the sum of two hundred and forty five pounds Sterling money to be paid to the said James Russell when he should afterwards be thereunto required And the said James Clerke in fact saith that the said sum of Sterling money at the time of making the writing obligatory aforesaid was always since hath been and now is of the value of four hundred and eight pounds six shillings and eight

eight pence Current money to wit at Ann Arundel County aforesaid

Nevertheless the said Lewis Lee in his life time and the said Allen Quynn since the decease of the said Lewis Lee altho' often thereunto required have not nor has either of them paid the said sum of Sterling money or the value thereof as aforesaid to the said James Russell in his life time or to the said James Clerke after the death of the said James Russell (to which said James Clerk after the death of the said James Russell to wit on the day of in the year at Ann Arundel County aforesaid administration of all and singular the Goods and Chattels rights and Credits which were of the said James Russell at the time of his death were by Gentleman Register of Wills for the said County in due form of Law committed) but the said Lewis Lee in his life time and the said Allen Quynn since the death of the said Lewis Lee the said sum of Sterling money or the value thereof as aforesaid to the said James Russell in his life time or to the said James Clerk since the decease of the said James Russell to render or pay they have hitherto altogether refused and the same to render or pay to the said James Clerk the said Allen Quynn still doth refuse wherefore the said James Clerk saith he is the worse and hath damage to the value of five hundred pounds current money and therefore he brings suit and soforth, and brings here into Court as well the writing obligatory aforesaid sealed with the Seal of the said Lewis Lee which the debt aforesaid in form aforesaid testifies as the letters of administration aforesaid to the said James Clerke which testify the committing the said administration to the said James Clerk after the death of the said James Russell in form aforesaid and so forth.

William Cooke for the Plff. Pledges &c. John Doe & Richd. Roe.

Oyer of the writing obligatory aforesaid of the Condition thereof and of the Indorsements thereon follows.

Know all men by these presents that I Lewis Lee of Ann Arundel County planter am held and firmly bound unto James Russell of London merchant in the full and just sum of two hundred and forty five pounds Sterling money to be paid unto