thereof; and the said John Frederick Ameling by his attorney aforesaid defends the force and injury when and so forth and prays leave of the court here to imparle until the second Tuesday of October next and to him it is granted the same day is given to the aforesaid Philip Rogers also.

At which said second Tuesday of October being the twelfth day of the same month in the year of our Lord one thousand seven hundred and ninety to which said day the said John Frederick Ameling had leave to imparle and then to answer to the Declaration aforesaid of the said Philip Rogers in the plea aforesaid comes again into the General Court here as well the said Philip Rogers by his attorney aforesaid as the said John Frederick Ameling by his attorney aforesaid; and the said John Frederick Ameling by his attorney aforesaid 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 aforesaid Philip Rogers above against him hath complained and of this he puts himself upon the country, and the said Philip Rogers in like manner and so forth. Therefore let a Jury thereon appear before the Court here on the second Tuesday of May next by whom and so forth, and who neither and so forth to recognize and so forth because as well and so forth the same day is given to the said parties then and there and so forth

And now at this day to wit the said second Tuesday of May being the tenth day of the same month in the year of our Lord one thousand seven hundred and ninety one comes again into the General Court here as well the said Philip Rogers by his attorney aforesaid as the said John Frederick Ameling by his attorney aforesaid, and the said John Frederick Ameling by his attorney aforesaid relinquishing the averment above by him pretended says that he cannot deny the action aforesaid of the said Philip Rogers so as aforesaid against him brought nor but that the aforesaid Philip Rogers hath sustained damage to the sum of four hundred pounds current money by occasion of the non performance of the promise and assumption aforesaid in manner and form as the said Philip Rogers above against him hath declared, therefore it is considered by the court here that the aforesaid Philip Rogers recover against the said John Frederick Ameling as well the sum of four hundred pounds current money his damages ~~~ aforesaid in form aforesaid confessed to be sustained by occasion of the non performance of the promise and assumption aforesaid, as also the quantity of seven hundred and sixty nine pounds of tobacco by the Court here unto the said Philip Rogers on his apart adjudged for his costs and charges by him about his suit in this behalf laid out and expended, and the said Defendant in Mercy and so forth.

Memorandum Judgment rendered in this cause on the twelfth day

of May in the year of our Lord one thousand seven hundred and ninety one for the damages laid in the Declaration and costs of suit, to be released on payment of two hundred and ninety five pounds current money and Interest on two hundred and fifty five pounds part thereof from the second day of June one thousand seven hundred and eighty eight and costs, stay execution until the first day of August next.

Test John Gwinn clk.

Margaret Fischer extx of Adam Fischer
against
Benjamin Musgrove

Be it remembered that heretofore to wit on the twentieth day of April in the year of our Lord one thousand seven hundred and ninety the said Margaret Fischer executrix of Adam Fischer by Richard Potts her attorney prosecuted and sued forth out of the General Court the writ of the State of Maryland of capias ad respondendum directed to the Sheriff of Frederick county in the words and of the tenor following to wit, The State of Maryland &c. To the Sheriff of Frederick county greeting. We command you that you take Benjamin Musgrove late of Frederick county yeoman otherwise called Benjamin Musgrove of Frederick county in the State of Maryland if he shall be found in your bailiwick and him safe keep so that you have his body before the Judges of our General Court to be held at the City of Annapolis on the second Tuesday of May next to answer unto Margaret Fischer executrix of the testament and last will of Adam Fischer late of Frederick county deceased in a plea that he render unto her the sum of ten thousand pounds current money which from her he unjustly detains and so forth thereof fail not at your peril and have you then and there this writ. Witness Robert Hanson Harrison Esquire Chief Judge of our said Court the 17th day of November anno Domini 1789

Issued the 20th day of April 1790. (R. Potts) Jno. Gwinn clk

And the said Margaret Fischer executrix as aforesaid by her attorney aforesaid on the day of prosecuting and suing forth the said writ declared in the said Court against the said Benjamin Musgrove in the plea aforesaid as follows to wit. Western Shore of Maryland and Frederick county to wit. Benjamin Musgrove late of Frederick county yeoman otherwise called Benjamin ~~~ Musgrove of Frederick county in the State of Maryland was summoned to answer unto Margaret Fischer executrix of the Testament and last Will of Adam Fischer late of Frederick county deceased in a plea that he render unto her the sum of six thousand pounds current money which from her he unjustly detains and so forth. And whereupon the said Margaret by Richard Potts her attorney saith that whereas the aforesaid Benjamin on the thirty first day of August in the year of our Lord one thousand seven hundred and eighty five at Frederick county aforesaid by his certain writing

obligatory