until which said day the said Henry Cooksey had leave to imparle and then to answer, come again into the General Court here as well the said Francis Hamersley by his Attorney aforesaid as the said Henry Cooksey by his Attorney aforesaid; And the said Henry Cooksey by his Attorney aforesaid as before defends the force and Injury when and so forth, and saith that he did not assume and undertake in manner and form as the said Francis Hamersley above against him hath complained, And of this he puts himself upon the Country and so forth; and the said Francis Hamersley in like manner and so forth: Therefore let a Jury thereon appear before the Court here on the second Tuesday of October next, by whom and so forth, and the neither and so forth, to recognize and so forth, because as well and so forth, the same day is given to the parties aforesaid then and there and so forth.

And now at this day, to wit the said second Tuesday of October being the fourteenth day of the same month in the year of our Lord one thousand seven hundred and ninety four come again into the General Court here, as well the said Francis Hamersley by his Attorney aforesaid, as the said Henry Cooksey by his Attorney aforesaid; And the said Francis Hamersley by his Attorney aforesaid, files in Court here a Note of Settlement a Copy whereof is in form following, to wit.

I have this day settled with Francis Hamersley and acknowledge to be indebted to said Hamersly the quantity of nine thousand four hundred & sixty three pounds Crop Tobacco, five pounds four Shillings Current money; for which I agree to pay Interest on from the date hereof. Witness my hand this first day of May seventeen hundred and ninety two.

Henry Cooksey.

I agree that I also owe to the said Hamersley one hundred and seventy five pounds Depreciation Certificates with Interest from 1st Augt 1780.

Henry Cooksey.

Thereupon the said Henry Cooksey by his Attorney aforesaid relinquisheth the Averment aforesaid above by him pretended, and saith, that he cannot deny the Action aforesaid of the said Francis Hamersley so as aforesaid against him brought, nor but that he did assume and undertake in manner and form as the said Francis Hamersley above against him hath complained nor likewise, but that the said Francis Hamersley hath sustained damage by reason of the non performance and Assumption aforesaid to the Sum of five hundred pounds Current money as the said Francis Hamersley above against him hath also complained: Therefore it is considered by the Court here that the said Francis Hamersley do recover against the said Henry Cooksey as well the Sum of five hundred pounds Current money, the damages aforesaid in form aforesaid confessed, as the quantity of seven hundred and nineteen pounds of Tobacco by the Court here adjudged unto him the said

Francis Hamersley (with his consent) for the Costs and Charges by him sustained about his Suit, in this behalf laid out and expended; and the said Henry Cooksey in mercy &c.

Memorandum. On the twenty seventh day of October in the year of our Lord one thousand seven hundred and ninety four, Judgment was rendered in this cause for the damages in the Declaration and Costs: Subject to the Terms of Judgment filed, a Copy whereof is in form following, to wit.

Judgment for Damages in the Declaration and Costs: to be released on payment of one hundred and seventy five pounds Depreciation Certificates with Interest from 1st of August 1780 till paid and Costs. Stay of Execution to 1st Apl 1795. All Errors in the Pleadings by consent released.

Philip Key for Pltff.
I Campbell for Deft.

Test. John Gwinn Clk.

Philip Richard Fendall use of Eleanor Lee
against
Nathaniel Washington

Be it remembered that heretofore, to wit, on the ninth day of June Anno Domini one thousand seven hundred and ninety three Philip Richard Fendall use of Eleanor Lee by William Cooke his Attorney sued out of our General Court, the State of Maryland a Writ of Capias ad respondendum, directed to the Sheriff of Prince George's County in the words and figures following, to wit.

The State of Maryland ss. To the Sheriff of Prince George's County greeting. We command you that you take Nathaniel Washington late of Prince George's County Planter, otherwise called Nathaniel Washington of Prince George's County in the State of Maryland Planter, 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 October next, to answer unto Philip Richard Fendall of a plea that he render unto him the full and just sum of two hundred and forty two pounds Current money which to him he owes and from him unjustly detains and so forth. Hereof fail not at your peril and have you then and there this Writ, Witness the honorable Samuel Chase Esquire Chief Judge of our said Court the 1st day of June 1793. (Wm Cooke) John Gwinn Clk.

And the said Philip Richard Fendall by his Attorney aforesaid declares against the said Nathaniel Washington in the Plea aforesaid, as follows to wit.

Western Shore, State of Maryland, Prince Georges County ss. Nathaniel Washington late of Prince Georges County Planter, otherwise called Nathaniel Washington of Prince Georges County in the State of Maryland Planter