same day is given to the aforesaid Elizabeth Hobbs also.

At which said next Court to wit, the second Tuesday of October being the fourteenth day of the same month Anno Domini seventeen hundred and ninety four comes again here into our General Court as well the aforesaid Elizabeth Hobbs by her attorney aforesaid, as the aforesaid Edward Gwinn by his Attorney aforesaid, And the aforesaid Elizabeth Hobbs by her Attorney aforesaid Declares against the aforesaid Edward Gwinn in the plea aforesaid, in manner and form following, to wit.

State of Maryland, Western shore, Anne Arundel County, To-wit. Edward Gwinn late of Ann Arundel County merchant was attached to answer unto Elizabeth Hobbs in a plea of trespass on the Case &c. And whereupon the said Elizabeth by John T. Mason her attorney complains that whereas the said Edward on the twenty second day of October in the year seventeen hundred and ninety three, in the County of Ann Arundel aforesaid was indebted to the said Elizabeth in the sum of one hundred and ninety one pounds six shillings and one penny Current money of Maryland, for twelve thousand, one hundred and forty seven pounds of Tobacco by the said Elizabeth before that time sold and delivered to the said Edward, at his special instance and request and being so indebted he the said Edward, in consideration thereof afterwards to wit, the same day, year and place aforesaid undertook and then and there faithfully promised the said Elizabeth, to pay her the said sum of money when he should be thereto afterwards requested, And whereas afterwards to wit, on the same day and year in the County aforesaid, in consideration that the said Elizabeth at the like special instance and request of the said Edward had before that time sold and delivered to the said Edward, other Twelve thousand one hundred one hundred and forty seven pounds of Tobacco he the said Edward then and there undertook and faithfully promised the said Elizabeth to pay her so much money as the said twelve thousand one hundred and forty seven pounds of tobacco last mentioned were reasonably worth and the said Elizabeth avers that the said last mentioned quantity of Tobacco was reasonably worth at the time of the sale and delivery thereof other one hundred and ninety one pounds six shillings and one penny of like lawfull and current money of the State of Maryland, whereof the said Edward afterwards to wit, on the same day and year in the County aforesaid had notice; And whereas the said Elizabeth afterwards to wit, on the same day



day and year aforesaid in the County aforesaid accounted together with the said Edward of and concerning divers other sums of money before that time due and owing from the said Edward to the said Elizabeth and being in arrear and unpaid; And upon that account the said Edward was then and there found in arrear to the said Elizabeth, in a large sum of money, to wit, in the sum of one hundred and ninety one pounds six shillings and one penny Current money of Maryland as aforesaid and being so found in Arrear to the said Elizabeth he the said Edward in consideration thereof, afterwards to wit, the day year and place aforesaid undertook and faithfully promised the said Elizabeth to pay her the said last mentioned sum of money, when he should be thereto afterwards requested, yet the said Edward not regarding his said several promises and undertakings so as aforesaid, by him in this behalf made, but contriving & fraudulently intending craftily and subtilly to deceive and defraud the said Elizabeth in this respect, the said several sums of money to the said Elizabeth hath not paid or any part thereof (although so to do he the said Edward was requested by the said Elizabeth afterwards to wit, on the same day and year aforesaid and often afterwards, in the County aforesaid but he to do this, hath hitherto wholly refused and still doth refuse and unjustly detains the same; To the damage of her the said Elizabeth Five hundred pounds Current money of Maryland and therefore she brings her Suit &c.

John T. Mason for Pltff. Pledges &c. John Doe and Richard Roe.

And the aforesaid Edward Gwinn by his Attorney aforesaid as before defends the force and injury when and so forth and prays further leave of the Court to imparle hereunto until next Court and he hath it, the same day is given to the aforesaid Elizabeth Hobbs also.

At which said next Court, to wit, the second Tuesday of May being the twelfth day of the same month Anno Domini seventeen hundred and ninety five comes again here into our General Court as well the aforesaid Elizabeth Hobbs by her Attorney aforesaid, as the aforesaid Edward Gwinn by his Attorney aforesaid, And the aforesaid Edward Gwinn 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 such manner and form as the aforesaid Elizabeth Hobbs above against him hath declared, and of this he puts himself upon the Country, And the aforesaid Elizabeth Hobbs in like manner and so forth.

Therefore let a Jury thereupon appear before the Judges of our General