At which said second Tuesday of October being the thirteenth day of the same month in the year of our Lord one Thousand seven hundred and ninety five. Come again into the general Court here as well the said parties by their attorneys aforesaid. and the said David Lee by his attorney aforesaid as before defends the force and injury when and so forth. and saith that the said Sarah Smith her action aforesaid against him to have or maintain ought not to. because he saith that he did pay unto the said James Franklin in his lifetime the said sum of money in the condition of the writing obligatory aforesaid with the interest thereon according to the form and effect of the condition of the said writing obligatory. and this he is ready to verify. wherefore he prays Judgment if the aforesaid Sarah Smith her action aforesaid against him to have or maintain ought to.

And the said Sarah Smith by her attorney aforesaid saith that she by any thing by the said David Lee above in pleading alledge from having and maintaining his action aforesaid aforesaid against him ought not to be precluded because she saith that the said David Lee did not pay unto the said James Franklin in his lifetime the said sum of money in the condition aforesaid mentioned with the interest thereon in manner and form as the said David Lee above by pleading hath alledge and this she prays may be enquired of by the country and the said David Lee 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 to and who neither to. to recognize to. because as well to. the same day is given to the parties aforesaid there and there and so forth.

And now at this day court 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 six. come again the parties aforesaid by their attorneys aforesaid: and the said David Lee by his attorney aforesaid relinquishing the averment aforesaid above by him pleaded says that he cannot deny the action aforesaid so as aforesaid against him brought. nor but that he owes to the said Sarah Smith surviving administratrix of James Franklin the said sum of five hundred and twenty three pounds nine shillings and sixpence current money in manner and form as the said Sarah Smith above against him hath declared.

Therefore it is considered by the court here that the said Sarah Smith surviving administratrix of James Franklin recover against the said David Lee as well the sum of five hundred and twenty three pounds nine shillings and six pence current money her Debt aforesaid in form aforesaid confessed as also the quantity of Eight hundred and nine pounds of

(Tobacco)

Tobacco by the court here unto her on her assent adjudged for her cost and charges by her about her suit in this behalf expended. and the said David Lee in mercy and so forth.

Memorandum on the thirteenth day of May in the year one Thousand seven hundred and ninety six. Judgment was rendered in this cause for the sum of five hundred and twenty three pounds nine shillings and sixpence current money & both to be released on the payment of two hundred and fifty one pounds fourteen shillings and eight pence current money with Interest from the fifteenth day of may 1793 & both Payments if any to be allowed stay execution till first day of August next.

The Plaintiff acknowledges Satisfaction for £135.3.4½ on 4th. april 1796.

Test John Gwinn Clk.

Thomas Plater's Lessee against Samuel Hepburn

Be it remembered that heretofore to wit on the fifteenth day of April in the year of our Lord one Thousand seven hundred and ninety three Robert Right Lessee of Thomas Plater by Philip Barton Key and William Pinkney his attorneys. declared in the General Court here against John Wrong, in a plea of Trespass and Ejectment with a notice thereto annexed in form following to wit.

Western Shore State of Maryland Montgomery County to wit

John Wrong late of Montgomery county planter was attached to answer Robert Right of a plea wherefore with force and arms he entered into all that Tract or parcel of Land called Bradfords Rest with the appurtenances lying in Montgomery county which Thomas Plater demised to the said Robert for a Term which is not yet expired and Ejected the said Robert from the said Tract of Land and other wrongs to the said Robert did to the great damage of the said Robert and against the peace of the state &c: And whereupon the said Robert by Philip Barton Key his attorney complains that whereas the said Thomas Plater on the first day of March in the year seventeen hundred and ninety three at the county aforesaid had Demised to the said Robert the aforesaid Tract or parcel of Land with the appurtenances to have and to hold the said Tract of Land with the appurtenances to the said Robert Right and his assigns from the first day of January then last past to the end and Term of five years from thence next following and fully to be complete and ended by virtue of which demise the said Robert entered into the said Tract of Land with the appurtenances and was thereof possessed and the said Robert being so possessed thereof the said John afterwards, that is to say on the second day of March in the said year with force and arms, that is to say with Swords, Staves and Knives entered into the said Tract of

(Land)