before that time had and received of the said William and Aishew and to the use of the said William and Aishew And so thereof being indebted the said Edward and Thorowgood in consideration thereof, afterwards to wit, on the same day and year aforesaid at the County aforesaid assumed upon themselves, and promised the said William and Aishew to pay them the said William and Aishew the aforesaid sum of Money, when thereto afterwards they should be requested And also whereas the said Edward and Thorowgood afterwards to wit on the Twenty seventh day of September in the year of our Lord one thousand seven hundred and ninety three at Baltimore Town to wit, at Anne Arundel County aforesaid, accounting together with the said William and Aishew concerning divers sums of Money due and unpaid by the said Edward and Thorowgood to the said William and Aishew, And the said Edward and Thorowgood were upon the said Account, then and there found to be in Arrear to the said William and Aishew in the further sum of Seven hundred and forty one pounds nineteen shillings and ten pence Current Money of Maryland, And the said Edward and Thorowgood being so found in Arrear, in consideration thereof afterwards to wit, on the same day and year aforesaid at the County aforesaid, assumed upon themselves and promised the said William and Aishew to pay them them the said William and Aishew the aforesaid sum of Money, when thereto afterwards they should be requested. —

Nevertheless the aforesaid Edward and Thorowgood their assumptions and promises aforesaid not regarding, but minding and fraudulently intending them the said William and Aishew in this behalf to deceive and defraud, the aforesaid sums of Money or any part thereof to the said William and Aishew have not yet paid nor hath either of them (altho' so to do they) the said Edward and Thorowgood on the first day of April seventeen hundred and ninety four at the County aforesaid were requested by the said William and Aishew, but the same to them to pay they have hitherto altogether refused and still do refuse To the damage of them the said William and Aishew Fifteen hundred pounds Current Money of Maryland, and thereupon they bring suit and so forth. —

Robt Smith Atty for Plffs. pledges Vz. John Doe and Richard Roe

Copies of which aforegoing Declaration were made and sent with the Writ which issued in the plea aforesaid; And a Duplicate of the —

(aforegoing)





aforegoing writ was made and directed to the Sheriff of Baltimore County and Copies of which aforegoing Declaration were also made and sent with the Duplicate of the aforesaid Writ which issued in the plea aforesaid. —

At which mentioned second Tuesday of (May), being the thirteenth day of the same month Anno Domini seventeen hundred and ninety four, and the day of the return of the aforegoing writ, come here into our General Court the aforesaid William Anderson and Aishew Berkett by Robert Smith their Attorney aforesaid, And the Sheriff of Anne Arundel County to whom the said aforegoing Writ was made and directed likewise comes and makes return thereof to the Court here, thus endorsed to wit. —

Copi Gwinn, N.C. Smith Copy left 10th day of May 94 Wm Goldsmith Sheff

And the Sheriff of Baltimore County to whom a duplicate of the said aforegoing Writ was also made and directed likewise comes and makes return thereof, to the Court here, thus endorsed to wit. —

Copi Smith Copy served the 11th of April Non Est Gwinn Robt Gorsuch Sheff.

And the said Edward Gwinn being called upon appears, and on the prayer of the aforesaid William Anderson and Aishew Berkett by their attorney aforesaid, the said Edward Gwinn is adjudged to give special bail to the Action aforesaid, Whereupon a certain William Lux of Baltimore County Gentleman present here in Court in his proper person undertakes for the said Edward Gwinn that in case the aforesaid William Anderson and Aishew Berkett shall recover Judgment against the said Edward Gwinn in the plea aforesaid or that the said Edward Gwinn shall be therein legally convict that then the said Edward Gwinn shall pay the condemnation of the Court thereupon or render his body to the Custody of the Sheriff of Ann Arundel County in satisfaction thereof, or that he the said William Lux will do the same for him, — And the aforesaid Edward Gwinn and Thorowgood Smith by William Cook and James Winchester their Attornies come and defend the force and injury when and so forth, and pray leave of the Court to Imparle hereunto until next Court, and they have it, the same day is given to the aforesaid William Anderson and Aishew Berkett 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 come again here into our General Court as well the aforesaid William Anderson and Aishew Berkett by their — Attorney aforesaid, as the aforesaid Edward Gwinn and Thorowgood Smith by their Attornies aforesaid, And the aforesaid Edward Gwinn and Thorowgood

(Smith)