action of a plea of trespass on the case and so forth brought by the said John McLure executor as aforesaid against the said Jacob Eichelberger surviving partner as aforesaid in the General Court for the Western Shore to be held in the City of Annapolis the second Tuesday in May instant they acknowledge themselves content therewith this eleventh day of May seventeen hundred and ninety three Acknowledged before ..... Thorowgd Smith, Geo: Salmon, ...
I Jacob Eichelberger empower, authorise and appoint Robert Smith Esquire to appear for me in the above action, Given under my hand and seal this day of May seventeen hundred and ninety three, Jacob Eichelberger (seal)
Witness James Noel, To the Honourable the Judges of the General Court ——
and the said Jacob Eichelberger surviving as aforesaid 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 said John McLure executor as aforesaid also,

At which said second Tuesday of October being the eighth day of the said month in the year of our Lord one thousand seven hundred and ninety three, to which said day the said Jacob Eichelberger surviving partner as aforesaid had leave to imparle comes again into the General Court here as well the said John McLure executor as aforesaid by his attorney —— aforesaid as the said Jacob Eichelberger surviving partner as aforesaid by his attorney aforesaid: and thereupon the said Jacob Eichelberger surviving partner as aforesaid by his said attorney prays that the said John McLure executor as aforesaid may declare against him the said Jacob Eichelberger survivor as aforesaid in the plea aforesaid; whereupon it is ruled by the Court here that the said John McLure executor as aforesaid declare against him the said Jacob Eichelberger survivor as aforesaid in the plea aforesaid and if the said John McLure executor as aforesaid doth not declare against the said Jacob Eichelberger survivor as aforesaid in the plea aforesaid Judgment will be rendered against him by default; and the said John McLure executor as as aforesaid by his said attorney declares against the said Jacob Eichelberger survivor as aforesaid in the plea aforesaid as follows that is to say, Western Shore State of Maryland Baltimore County ss. Jacob Eichelberger late of Baltimore county surviving partner of Jacob and Barnet Eichelberger was summoned to answer unto John McLure executor of the testament and last will of David McLure of a plea of trespass on the case and so forth. And whereupon the said John McLure by Luther Martin his attorney complains that whereas the said Jacob Eichelberg in the life time of a certain Barnet Eichelberger since deceased and whom the said Jacob hath survived on the thirty first day of May in the year seventeen hundred and seventy four at the County aforesaid was indebted unto him the said David in his life time in the sum of three hundred and sixty nine

pounds eight shillings and four pence current money for sundry matters properly chargeable in account as by a particular account thereof herewith into Court brought may appear and the said Jacob and Barnett being so thereof indebted afterwards to wit on the day and year aforesaid at the County aforesaid in consideration thereof upon themselves afumed and to the said David in his life time then and there faithfully promised that they the said Jacob and Barnett the aforesaid sum of money when afterwards they should be thereunto required would well and truly content and pay, Nevertheless neither the aforesaid Jacob and Barnett in their life times nor the said Jacob since the death of him the said Barnett and whom the said Jacob hath survived the aforesaid sum of money to him the said David in his life time or to the said John since the death of him the said David hath not rendered or paid/altho so to do the said Jacob & Barnett in their life times afterwards to wit on the day of and the said Jacob since the death of him the said Barnett and whom the Jacob hath survived often afterwards at the County aforesaid have by the said David in his life time and the said John since the death of him the said David ban requested, but the same or any part thereof to him the said David in his life time or to the said John since the decease of him the said David the said Jacob & Barnett in their lifetimes and the said Jacob since the death of him the said Barnett have hitherto altogether refused and the said Jacob to the said John still doth refuse wherefore the said John saith he is the worse and hath damage to the value of one thousand pounds current money and therefore he brings suit and so forth and brings here into Court the letters Testamentary, to the aforesaid David whereby it may sufficiently appear to the Court here that the said John is Executor of the testament aforesaid and thereupon hath admonished and so forth.
Luther Martin pltff. Pledges &c. John Doe & Richard Roe.

And thereupon, on the motion of the said John McLure Executor as aforesaid by his attorney aforesaid It is ruled by the Court here that the said Jacob Eichelberger surviving partner as aforesaid answer to the declaration aforesaid of the said John McLure executor as aforesaid in the plea aforesaid aforesaid, or judgment by the Court here will be entered against him in default thereof; and the said Jacob Eichelberger surviving partner as aforesaid 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 May next, and then to answer to the declaration aforesaid of the John McLure executor as aforesaid in the plea aforesaid, and to him it is granted; the same day is given to the aforesaid John McLure Executor as aforesaid also.

At which said second tuesday of May being the thirteenth day of the same month in the year of our Lord one thousand seven hundred and