given unto the said Francis H. Waters Administrator as aforesaid, as to the said John Dawson Joseph Dawson Executors as aforesaid by the Court here until the second Tuesday of September then next following, At which said second Tuesday in September to wit, in the year Seventeen hundred and Eighty five, came here again the parties aforesaid by their attorneys aforesaid thereupon further process of law upon the premises aforesaid between these parties and their attorneys aforesaid and by order of Court was thereupon continued until the second Tuesday in April then next following, At which said second Tuesday in April to wit, in the year Seventeen hundred and eighty seven, came here again the parties aforesaid by their attorneys aforesaid, and the said Francis H. Waters Administrator as aforesaid by their attorney aforesaid prayed judgment against John Dawson and Joseph Dawson Executors as aforesaid, against them might declare And thereupon day was given by the Court here until the second Tuesday in September next following to the said John Dawson and Joseph Dawson Executors as aforesaid to declare against the said Francis H. Waters Administrator as aforesaid, and it was said to the said John Dawson and Joseph Dawson Executors as aforesaid by the Court here that they on that day should declare against the said Defendant, or that judgment on default thereof against them therefore John Dawson and Joseph Dawson Executors as aforesaid should be rendered, therefore day was given Francis H. Waters, there and forth, At which day to wit, the second Tuesday in September in the year Seventeen hundred and Eighty seven came here again the parties aforesaid by their attorneys aforesaid and the said John Dawson and Joseph Dawson Executors as aforesaid by their attorney aforesaid filed their Declaration in the plea aforesaid which here follows to wit, Dorchester County ss. Francis H. Waters administrator Debonis non of all and singular the Goods Chattels and Credits of John Waters late of Somerset County deceased, administered by Elizabeth Waters Executrix of the last will and Testament of the said John Waters, was attached to answer unto John Dawson and Joseph Dawson Executors of a plea of trespass upon the case and setforth, And whereupon the said John Dawson and Joseph Dawson by Robert Goldsborough their attorney complain that whereas the aforesaid John Waters in his lifetime, to wit on the first day of September in the year Seventeen hundred and Eighty, at the County aforesaid was indebted unto the said Nancy Waters in her lifetime in the sum of two hundred and sixteen pounds ten shillings current money of Maryland, as well

for sundry negroes as for divers goods wares and merchandizes then before that time sold and delivered by the said Nancy Waters in her lifetime to the said John Waters in his lifetime at his special instance and request as by an account thereof brought here into Court may more fully appear and so thereof being indebted the said John Waters in his lifetime in consideration thereof then and there aforesaid upon himself and faithfully promised the said Nancy in her lifetime to pay her the said Nancy the aforesaid sum of two hundred and sixteen pounds ten shillings current money of Maryland when thereto afterwards he should be required: And whereas the aforesaid Nancy Waters in her lifetime afterwards to wit, on the day and year aforesaid at the County aforesaid sold and delivered to the said John Waters in his lifetime at his like special instance and request sundry negroes and divers other goods wares merchandizes as by an account thereof brought here into Court may appear to the said John in his lifetime afterwards to wit, the same day and year aforesaid in consideration thereof aforesaid upon himself and faithfully promised the said Nancy in her lifetime to pay her the said Nancy as much current money for the aforesaid last mentioned goods wares and merchandizes and the aforesaid last mentioned sundry negroes at the same at the time of the sale and delivery thereof were reasonably worth when thereto afterwards he should be required And the aforesaid John Dawson and Joseph Dawson in fact say that the aforesaid last mentioned goods wares and merchandizes and the aforesaid last mentioned sundry negroes at the time of the sale and delivery thereof were reasonably worth the sum of two hundred and sixteen pounds ten shillings current money aforesaid whereof the said John Waters in his lifetime there and there had notice, Nevertheless the said John Waters in his lifetime and the said Elizabeth Waters after the death of the said John and the said Francis Hutchins Waters after the death of the said John Waters and after the death of the said Elizabeth Waters (to which said Francis administration of all and singular the goods and chattels, rights and credits which were of the said John Waters at the time of his death unadministered by the aforesaid Elizabeth Waters in due form of law was committed by the Commission of the Administration of right belonging) the sundry promises and assumptions aforesaid of the aforesaid John Waters so as aforesaid in his lifetime made not regarding but intending and fraudulently intending the said Nancy in her lifetime and the said John Dawson and Joseph Dawson after the death of the said Nancy to defraud and deceive the aforesaid sundry sums of money or any of them or any part thereof to the said Nancy in her lifetime or to the said John Dawson and Joseph Dawson or