April Term 1790.

answer unto Leonard Dorsey of a plea of Trespass upon the Case &c. And whereupon the said Leonard Dorsey by Pere Letherbury his Attorney complains that whereas the aforesaid Matthew Clarkson, Richard Graves and Levinus Clarkson on the fifteenth day of November in the year seventeen hundred and eighty three at the County aforesaid (which said Matthew was by the Sheriff of the County aforesaid on the Writ aforesaid returned not to be found in his Bailiwick) accounted together with him the said Leonard of and concerning diverse sums of money to him the said Leonard by the aforesaid Clarkson, Graves and Clarkson before that time due and unpaid; and upon the accounting aforesaid the aforesaid Clarkson, Graves and Clarkson were found in arrear to him the said Leonard in the sum of twenty nine pounds twelve shillings and three pence; and so being found in arrear the aforesaid Clarkson, Graves and Clarkson in consideration thereof, afterwards, to wit, on the day and year aforesaid at the County aforesaid upon themselves assumed, and to the said Leonard then and there faithfully promised that they the aforesaid Clarkson, Graves and Clarkson the aforesaid sum of money to him the said Leonard when afterwards they should be thereunto required, would well and truly content and pay with Interest; Yet the aforesaid Richard, Graves, Levinus Clarkson and Matthew Clarkson their promis aforesaid so as aforesaid made not regarding but minding and fraudulently intending him the said Leonard in this behalf craftily to deceive and defraud the aforesaid sum of money or any part thereof to him the said Leonard hath not contented or paid (although so to do the aforesaid Clarkson, Graves and Clarkson were afterwards, to wit, on the day and year aforesaid at the County aforesaid and often afterwards by the said Leonard was requested) but the same or any part thereof to content or pay they have altogether refused and still do refuse to the damage of him the said Leonard in the sum of one hundred pounds current money of Maryland and therefore they bring suit and so forth.

Pere Letherbury for Plff. Pledges &c. John Doe, Richard Roe.

The Assumpsit whereof mention is made in the Declaration aforesaid, ensues in the following words and figures, to wit:

Clarkson, Graves and Clarkson ---- To Leonard Dorsey Dr.

1783. Novr. 15th	To 1 Barrel double refined Loaf sugar 17 Leaves 125 lbs. @ 2/	12 .. 10 .. 0
	To 1 Keg Madder Nt. 41 lbs @ 1/6	3 .. 1 .. 6
	To 1 Box Candles Nt. 59 lbs @ 1/3	3 .. 16 .. 2½
	To 1 Bag Glue 10 lbs @ 1/ and Bag 6d	14 .. 8
	To 1 Keg best Indigo Nt. 16½ lbs @ 11/	9 .. 1 .. 6
	To 1 Box 3/ 1 Keg 1/10½ 1 Keg 1/ and Box 2/6	8 .. 14½
		£ 29 .. 12 .. 3

The above Account is just and payable with Interest.

Clarkson, Graves & Clarkson

To Interest on the above Account to March 15th 1788 is 4 years and 4 Months at 6 ℔ Cent ℔ Annum ---- £ 7 .. 13 .. 11 / £ 37 .. 6 .. 2

And the said Leonard by his Attorney aforesaid prayed that a rule of Court be made for the aforesaid Richard and Levinus to file their plea and answer to the Declaration aforesaid of him the said Leonard at the next September Term, and it was granted unto him; Thereupon further process of and upon the premises aforesaid between the parties aforesaid, by consent of the said parties and their Attorneys aforesaid, and by order of the Court here, there was further continued until the second Tuesday of Sept.r then next following. At which day, to wit, the second Tuesday of September seventeen hundred and eighty nine, came again the parties aforesaid by their Attorneys aforesaid, and it was said to the said Richard and Levinus that they should answer to the Declaration of him the said Leonard by the second Tuesday of April next following; and it was said to the said Richard and Levinus that if they should not answer to the Declaration aforesaid by the day aforesaid Judgment should be rendered against them by default: the same day was given the said Leonard there and so forth. And now here at this day, to wit, the second Tuesday of April seventeen hundred and ninety come again the parties aforesaid by their Attorneys aforesaid, and the said Richard and Levinus by their Attorney aforesaid defend the force and injury when and &c. forth, and say that they can not gainsay the Action aforesaid of the said Leonard, nor can they deny but that they owe unto the said Leonard the aforesaid sum of forty one pounds twelve and three pence current money in manner and form as the said Leonard above against them hath complained, therefore it is considered by the Court here, that the said Leonard do recover against the said Richard and Levinus his Debt aforesaid in form aforesaid acknowledged; as also the Quantity of seven hundred and eighty seven and three fifths of a pound of Tobacco, as well for his Damages which he hath sustained by occasion of the detention of that Debt, as for his Costs and Charges by him about his suit, in this behalf expended and unto the same Leonard by the Court here with his Assent adjudged &c. And the said Richard and Levinus in Mercy &c.

James Earle Clk.

Judgment was confessed in this Action on the fifteenth day of April seventeen hundred and ninety with a stay of Execution till September Term then next following. Penalty to be released on payment of Principal, Interest and Costs.