sixteenth day of March he the said John gave the said Richard not only notice of the Capture and ransom aforesaid but of the particular terms thereof and place where the payment was to be made and requested his compliance therewith to wit at Caroline County aforesaid and the said John further in fact saith that the said Private Schooner of war with the said John on board immediately after the Capture and ransom aforesaid, to wit on the seventeenth day of March did proceed down the Bay to the Devils Island aforesaid and there stayed and remained one whole week for the receipt of the ransom money and if paid to discharge the said John, yet the said Richard disregarding his said Orders and promise refused to pay the said ransom money by means whereof he the said John was confined on board the said Private Schooner of war and so confined carried to the City of New York in America then in possession of the British troops engaged in the said War against the said United States and there held and continued in confinement for a long time to wit for the space of one hundred days then next following, and whereas also the said John saith that whereas on the sixteenth day of March in the year of our Lord Seventeen hundred and for a long time before and afterwards an open war was carried on between the King of Great Britain and the United States of America and then and during all the said time private sloops and Schooners and other vessels of war of the said King and his subjects made depridation on and captured and seized many Vessels of the Citizens of the United States within the Bay of Chesepeak as well above as below the mouth of Choptank river which empties ~~into~~ into the said Bay and that on the day and year last aforesaid at the County aforesaid the said Richard was possessed of one other Schooner Bay Vessel called the Eagle loaded and bound from the said Choptank river to Baltimore Town under the command of the said John then and thereto appointed by the said Richard and the said John proceeding on the said voyage from Choptank River to Baltimore as aforesaid on the sixteenth day of March then next following did fall in with in the Bay aforesaid above the mouth of Choptank and near the lower end of Kent point one other British Private schooner of war and was by her then and there unfortunately and against his will captured and said and thereupon afterwards, to wit, on the said sixteenth day of March last aforesaid the said John as Captain and Commander of the said Schooner Eagle last aforesaid did ransom the said Schooner Eagle of the Commander of the said Schooner of war for the sum of one hundred pounds to be paid in a week thereafter at a place in the said Bay called the devells island by the said Richard and as pledge and security for the payment thereof the said John went himself a Hostage with the commander of the said British private schooner of war by means whereof the said Schooner Eagle last aforesaid was discharged from the Capture aft and proceeded on her said Voyage to Baltimore and returned again in safety to the said Richard and the said John in fact saith that after the Capture and ransom aforesaid to wit on the sixteenth day of March he the said John gave the said Richard notice of the Capture and ransom aft and of the time and place of payment thereof and requested his payment of the sum of money so as aft engaged to be paid by the said Richard and requested him to pay the same to wit at Caroline County aft and the said John in fact saith that the said Private Schooner of war with the said John on board as Hostage after the Capture and ransom aft on the seventeenth day of March aft proceeded down the Bay to the devils island aft and there stay one whole

week in order to receive the ransom money aforesaid in form aft stipulated to be paid whereby the said John might have been discharged from his Captivity and imprisonment aft Yet the said Richard disregarding the contract aft in ransoming the Vessel aforesaid in form aft made refusing to pay the ransom money aft by which the said John was kept as a prisoner and hostage on board the said Schooner of War and carried to New York in the Custody of the British troops and there held and detained in imprisonment as a Hostage as aft for a long time to wit for the space of One hundred days then next following whereby the said John saith he is injured and hath sustained damage to the value of five hundred pounds current money of Maryland and therefore he brings suit and produces his pledges &c John Doe & Richard Roe. And the aft Moses Walker the defendant by his said Attorney further defends the force when &c &c saith that he the said Richard Allison did not assume upon himself in his life time in such manner and form as the said Plaintiff above thereof against him hath declared with liberty to give in evidence any thing which he might have pleaded and of this he puttth himself upon the Country &c &c and the aft Plaintiff likewise &c &c &c and day thereof was given the Parties aft by their consent here until the monday before the third Tuesday in March next and so forth. At which said Monday before the third Tuesday in March seventeen hundred and ninety came the aforesaid Plaintiff by his said Attorney and the aft defendant by his said Attorney also came and further day thereof is given to the Parties aft at their request and by their consent here until the Monday before the third Tuesday in June next &c so forth At which said Monday before the third Tuesday in June came the aft Parties by their said Attorneys and further day thereof was given the parties aft at their request and by their consent here until the monday before the third Tuesday in October next and so forth. At which said Monday before the third Tuesday in October came the Parties aft by their Attorneys and further day thereof was given to the Parties aft at their request and by their consent here until the first Monday in March next &c so forth. And now here at this day to wit the first Monday in fourteen hundred and ninety one cometh as well the aft Plaintiff by his said Attorney as the aft defendant by his said Attorney whereupon to try the issue aft it is commanded to the Sheriff of Caroline County that he cause to come here before the Justices aft immediately twelve &c so forth who neither &c so forth to recognize &c so forth because as well &c so forth And thereupon Marcy Fountain, James Ewing, John Stevens, David Woolford, Edward Bourke, Jacob Pratt, Henry Coursey, Jacob Seth, Shadrach Lydon, Cornelius Johnson, Henry Brooks and Moses Walker the jurors being by the said Sheriff to this impanelled & there called come of whom to wit Marcy Fountain, James Ewing, John Stevens, David Woolford, Edward Bourke, Jacob Pratt, Henry Coursey, Jacob Seth, Shadrach Lydon, Cornelius Johnson & Henry Brooks do come and in that Jury are sworn and because one of the Jurors of that Jury does not appear, therefore one after by standers by the Sheriff of the County aft to this being elected at the request of the said Plaintiff and by order of the Justices aft is put on a new whose name up the panel under written is affixed according to the form of the Statute in such case made & provided. And the jurors so put on a new to wit John Allen Sangston being called also do come who to say the truth of the premises together with the other Jurors aft