April Term 1796

County aforesaid by his certain Writing Obligatory Acknowledged himself to be held and firmly bound unto him the Same Thomas Crosper in the afs Sum of Three hundred and Seventy three pounds ten Shillings and Seven pence half penny Current Money of Maryland to be paid to him the Said Thomas Crosper when afterwards he Should be thereunto required. Nevertheless the afs Thomas Fitch ett altho often there to required the aforesaid Sum of three hundred and seventy three pounds ten Shillings and Sevenpence halfpenny Current Money aforesd to him the Said Thomas Crosper hath not rendered or paid but the same to him to render or pay hetherto altogether refused and still doth refuse Wherefore he Saith he is injured and hath Damage to the value of One Thousand pounds Current Money of Maryland and thereupon he brings Suit and so forth. And brings here into Court the Writing Obligatory afs Sealed with the Seal of the afs Thomas Fitchett which the Deft afs in form afs Witnesseth the date whereof is the day and year last aforesaid -

Ben Dashiell for Pltff

Pledges to prosecute { John Doe & Richard Roe

The Writing Obligatory above mentioned ensues as follows, towit,

Know all Men by these presents that I Thomas Fitchett of Somerset County in the State of Maryland am held and firmly bound unto Thomas Crosper & his Assigns in the just and full Sum of Three hundred and seventy three pounds ten Shillings and Sevenpence half penny Current Money of Maryland. To which Payment well and truly to be made unto the Said Thomas Crosper or his Exrs Admrs or Assigns I bind myself my Heirs Exrs Admrs As Witness my hand and Seal this 10th day of September 1793. The Condition of the above Obligation is Such that if the above bound Thomas Fitchett his Heirs Exrs & Admrs do and Shall well and truly pay or cause to be paid unto the Said Thomas Crosper or his Assigns on Demand the Sum of one hundred and eighty Six pounds fifteen Shillings and three pence three farthings with Interest from the above date this Obligation Shall be void or remain in full force -

Thomas Fitchett (Seal)

I Stanford. Witness -

1793. Sept. 10. Release four pounds Seven Shillings and Six pence error in this Bond. being taken for that Sum too much

J. Crosper.

And the Said Thomas Fitchett by his Attorney afs defended the

force and injury when &c. and prayed the liberty of Imparling thereto until the Second Tuesday of September then next following, and it was granted unto him, the same day was given to the Said Thomas Crosper there &c. At which said Second Tuesday of September Seventeen hundred and ninety four came again the Said Parties by their Said Attorneys, and the Said Thomas Fitchett by his Said Attorney prayed the further liberty of Imparling thereto to the Action afs until the Second Tuesday of April then next following, and it was granted unto him the same day was given to the said Thomas Crosper there &c. At which said Second Tuesday of April Seventeen hundred and ninety five came again the Parties afs by their Attornies afs, and the afs Thomas Fitchett by his Attorney afs prayed the further of Imparling thereto to the Action afs, until the Second Tuesday of September then next following - and it was granted unto him, the same day was given to the Said Thomas Crosper there &c. At which said Second Tuesday of September Seventeen hundred and ninety five, came again the Parties afs by their Attornies afs. and the afs Thomas Fitchett by his Attorney afs prayed the further liberty of Imparling thereto to the Action afs until the Second Tuesday of April then next following - And now here at this day, towit, the Second Tuesday of April Seventeen hundred and ninety Six, come again the Parties afs by their Attornies afs, and the afs Thomas Fitchett by his Said Attorney saith that he cannot gainsay the Action afs of him the Said Crosper so as afs against him brought, nor can he deny that he owes to him the afs Sum of Three hundred and seventy three pounds ten Shillings and Sevenpence halfpenny Current Money of Maryland. according to form and effect of the aforesaid Writing Obligatory - Therefore it is considered by the Court here that the afs Thomas Crosper do recover against the Said Thomas Fitchett his Debt afs in form afs Acknowledged, as also the quantity of Six hundred and thirty three pounds of Tobacco for as well for his Damages which he has Sustained by occasion of the detention of that Debt as also for his Costs and Charges by him about his Suit in that behalf expended unto the Said Thomas Crosper by the Court here with his Assent adjudged &c. And the Said Thomas Fitchett in Mercy &c.

James Earle Sum Clk.

Judgment was confessed in this Action on the 13th day of April 1796. for the afs Sum and Costs: To be released on payment of Costs.