before that time had and received, and so therein being indebted, he the same Philemon Charles Blake in consideration thereof afterwards, to wit, on the same day and year last aforesaid at the County aforesaid upon himself did Assume, and unto the same James Earle then and there faithfully promised, to pay him the said James Earle the said last mentioned Quantity of Tobacco whenever after he should be thereunto required. Nevertheless the said Philemon Charles Blake his several promises and Assumptions aforesaid, so as aforesaid made, not regarding but minding and fraudulently intending the said James Earle in this behalf craftily to deceive and defraud the aforesaid several sums and Quantities of money and Tobacco or any part thereof to the said James Earle yet has not paid & altho' it to do he the said Philemon Charles Blake on the day and year last aforesaid at the County aforesaid was required; but the said sums of money and Quantities of Tobacco or any part thereof to pay to him the said James Earle, the said Philemon Charles Blake hitherto altogether has refused and still doth refuse to pay the same, to the Damage of the said James Earle three hundred pounds Current money, of Maryland, and thereupon he brings this suit &c — A. T. Earle for Pltff. pledges &c. John Doe & Rich. Roe.

Whereupon it was prayed by the Court at the prayer of the said James Earle Junior by his Attorney aforesaid, that the said Philemon C. Blake answer to the Declaration aforesaid the said James Earle Junior in the plea aforesaid, by ten of the Clock on Monday then next following; the same day was given to the said James Earle Junior there &c.

And now here at ten of the Clock on Monday it being the 16th day of April in the year one thousand seven hundred and ninety eight comes again into Court the parties aforesaid, by their Attornies aforesaid; And the said Philemon Charles Blake by his Attorney aforesaid, the wrong and injury when &c. and says, that he cannot deny the action aforesaid of the said James Earle Junior as aforesaid against him brought, nor but that he the said Philemon Charles Blake did Assume upon himself in manner and form as the said James Earle Junior above thereof against him complains, nor likewise but that the said James Earle Junior hath sustained Damages by reason of the non-performance of the promises and Assumptions aforesaid, to the sum of one hundred & seventy eight pounds one shilling and eight pence Current money; Whereupon the said James Earle Junior by his Attorney aforesaid prays Judgment, and those Damages so acknowledged, together with his Costs and Charges by him about his suit in this behalf laid out and expended, to him to be adjudged &c — Therefore it is considered by the Court here that the said James Earle Junior recover against the said Philemon Charles Blake, as well the said sum of one hundred and seventy eight pounds, one shilling and eight pence Current money above acknowledged for his Damages which he hath sustained by reason of the nonperformance of the promises and Assumptions aforesaid, as the Quantity of six hundred and thirty three pounds of Tobacco by the Court here adjudged unto the said James Earle Junior for his Costs and Charges by him about his suit in this behalf laid out and expended; And the said Philemon Charles Blake in mercy &c —

Test. James Earle Junr. Clerk —

Memorandum. Judgment was confessed in this action on the sixteenth day of April 1798. for £178.1.8 Current Damages & Costs. — To be released on the payment of £89.0.10. with Interest thereon from the twentieth day of October seventeen hundred and ninety seven until paid, and the Costs of suit.

James Earle Junr. Assignee of William Ringgold
against
James Nute, Surviving Obligor of John Nute

Be it remembered that on the twenty second day of March in the year of our Lord one thousand seven hundred and ninety eight, Command was given to the Sheriff of Queen Anns County to take James Nute late of Queen Anns County farmer, if he should be found in his Bailiwick, and him safe keep, so that he might have his body before the Judges of our General Court, to be held at Easton in Talbot County, on the second Tuesday of April then next, to answer unto James Earle Junior Assignee according to the form of the Act of Assembly in such case lately made & provided of a certain Robert Ruth, who is Assignee according to the form of the said Act of Assembly of a certain William Ringgold Junior of Queen Anns County, (at which said James Earle is Clerk of the said General Court for the Eastern Shore aforesaid, and the aforesaid James Nute was attached by the State's writ aforesaid, to answer unto him according to the Liberties and privileges of the same Court for such Clerk, and other ministers of the same Court, time out of mind used and approved of, in the same Court, in a plea that he render unto him the sum of five hundred and sixty pounds Current money of Maryland, which to him he owes and from him unjustly detains and so forth. — And that thereof he the said Sheriff should not fail at his peril and should have then & there this Writ &c — And now here, at this day, to wit, the second Tuesday of April in the year of our Lord one thousand seven hundred and ninety eight being the day for the return of the aforegoing Writ comes here into Court the said James Earle Junr. by Richard Hopkins Earle Esquire his Attorney, and the Sheriff of Queen Anns County, to whom the same Writ was directed likewise comes and makes return thereof to the Court here thus endorsed, to wit — "Cepi. Henry Coston Shff." — And the said James Nute Surviving Obligor as aforesaid being called appears in Court here by Robert Wright Esquire his Attorney; And thereupon on Motion of the said James Earle Junior by his Attorney aforesaid the said James Nute is ruled to give special bail in the plea aforesaid; whereupon the said James Nute surviving as aforesaid files in Court here a certain Bail piece, and which being approved of, is in form following, to wit. —

James Earle Assignee of Robert Ruth, who is Assignee of John Ruth, who was Assignee of Wm. Ringgold Junior
against
James Nute Surviving Obligor of John Nute

You Morgan Rice and John Alleridith do jointly and severally acknowledge yourselves Special bail for the said James Nute, Surviving Obligor of John Nute, at the suit of the said James Earle, Assignee of Robert Ruth, who is Assignee of John Ruth, who was Assignee of William Ringgold Junior in an Action of Debt, brought by the said James Earle Assignee of Robert Ruth, who is Assignee of John Ruth, who is Assignee of William Ringgold Junior against the said James Nute Surviving Obligor of John Nute in the General Court, they acknowledge themselves to be content therewith this second day of April seventeen hundred and ninety eight — before James Clayland jun. Wm. Stevenson.