Tett: Henry Hearne Esqr
Benj^a Fordham

Annard^s Cty

Benj^a Fordham of the City of Annapolis Innholder was attached to ans^r unto Henry Hearne Esqr of a plea of the Trespass on ye case &c

And thereupon the Same Henry by Wornell Hunt his attorney complaines that whereas a Certaine Wm Skinner the Eighth day of Sep^t Anno Dom 1707 at the County afd according to the Custome between merchants and others of this ye province of Maryland and the City of London in England & old used made and drew his Second Bill of Exchange wth his proper hand subscribed bearing date the day & yeare afd to a Certaine Thomas Bond merch^t in London Residing in London directed by the Same Bill requested the Said Thomas Bond at twenty Eight of Such bill of Exchange his first third nor fourth of the Same Tenor and date not being paid to pay to a Certaine Jno Dillworth or his order the Sume of thirty Eight pounds five Shillings & threepence Stlg for Value Received which Bill afterwards at the County afd and before Eight thereof by the Said Thomas Bond the afd Jno Dillworth by indorsement wth his proper hand subscribed according to the Custome of merchants afd ordered the afd Sume of 38:5:3d to be paid to the order of a Certaine Benj^a Fordham for Value of him Received and the Same Benj^a before the End of the twenty days or Eight thereof by the Said Thomas Bond at the County afd by Indorsement on Said Second bill wth his proper hand indorsed according to the afd Custome ordered the afd Sume of 38:5:3 to be paid to ye order of the afd Henry Hearne for Value of him received whereof the afd Thomas Bond afterwards on the third day of July Anno Dom 1708 afd at London afd had notice & then there was required to pay the Said Sume of 38:5:3d to ye ord: of the afd Henry Hearne and the afd Henry in fact says that the afd Thos Bond after twenty days Eight of the afd bill noticed as afd hitherto hath not paid to the afd Henry or his order the afd Sume of 38:5:3 & that for want of payment thereof the afd Henry Hearne after the twenty days Eight of the afd bill by the afd Thomas Bond on the afd third day of July in the yeare 1708 afd at London afd protested or Caused to be protested the afd Second bill of Exchange the first third nor fourth of the Same Tenor & date not being paid according to the Custome of Merchants afd whereof the Said Benj^a the first day of May Anno Dom 1709 at the County afd had notice and the Said Henry further in fact says that he to wit the first day of Janry 1707 at the County aforesd paid to the afd Benjamin the afd Sume of 38:5:3d

(Reason)

Reason whereof & of the Custome afd the afd Benj^a Hearne Lyable to the payment of the Said Sume of 38:5:3d in the Said Second bill mentioned to his Said Henry and the Same Benj^a in Consideracion thereof the first day of May Anno Dom 1709 at the County aforesd upon himself assumed and to the Said Henry then & there faithfully promised that he the Said Benj^a the afd Sume of 38:5:3 Stlg together with all the damages Interests Costs by the Said Henry suffered or to be suffered by reason of the protesting of the bill afd to the Said Henry when after thereunto required would well & truly Content & pay: Nevertheless the afd Benj^a his promise and Assumpcion afd not Regarding but minding and fraudulently Intending the Same Henry in this part Craftily & Subtilly to deceive and defraud the afd Sume of 38:5:3d together wth the damages Interests & Costs of the protest afd to the Said Henry altho required the Second day of May 1709 afd at the County aforesd hath not paid but the Same to him to pay hath refused and still doth Refuse to the damage of the Said Henry fifty pounds Stlg and therefore he brings this Suite &c

Pledges &c
Jno Doe
R: Roe

And the Said Benj^a Fordham in his own proper person comes & defends the force and Injury when &c and Says that he Cannot gainsay the plaintiffs his action afd so as afd against him brought nor Claim he Ought but that the Said plaintiff ought to recover his damages by Occasion of the premises afd to the Sume of forty three pounds ten Shill & three pence Stlg & Costs of Suite against him wch Said plaintiff do not gainsay Therefore It is Considered by the Justices here the 11 day of October 1709 that the Said Henry Hearne Esqr recover against the Said Benj^a Fordham as well the Sume of forty three pounds ten Shill & three pence Stlg his damages afd in forme afd Confessed as also the Sume of two hundred forty three pounds of Tobacco by the Court here adjudged unto him of his Costs & Charges about their Suite in this behalf laid out & expended & that he hence go &c

Tett: Saml Ash
Hen: Mereday

Annard^s Cty

Henry Mereday of Annard County plaintiff otherwise called Henry Mereday of Annarundell County was summoned to Answ^r unto Samuel Ash of a plea y^t he render unto him the Sume of ten pounds wch to him he owes & unjustly detaines &c

And whereupon the Same Samuel by Wornell Hunt his attorney says that whereas the afd Henry the thirteenth day of April anno Dom 1709 at the City of Annapolis in the County of Annard^s

(afd)