aſd Sume of £:9:9: and that for want of payment thereof the aſd Wornell
after the Twenty days Sight of the aſd bill by the aſd Sam^ll and on the tenth
day of Feby in the yeare 1708 aſd at Lond: aſd protested or Caused to be
protested the aſd first bill of Exchange the Second & third of the Same
Tenor & date not being paid according to the Customs of Merch^ts aſd —
whereof the Said Alexander & Sarah after the Espousalls between them
Celebrated Viz^t the first day of Nov^r 1709 at the County of Annarundell aſd
had notice & in Consideracon thereof & of the Customs aſd the day yeare
& place Last above mentioned upon themselves assumed and to the Said
Wornell then & there faithfully promised that they the Said Alexander & Sarah
the aſd Sume of £:9:9: Ster logether with all the damages Interests & Costs by
the Said Wornell suffered or to be suffered by reason of the protesting of
the bill aſd to the Said Wornell when after thereunto required would
well & truly Content & pay Nevertheless the aſd Alexander & Sarah their
promise and assumption aſd not regarding but mindeing & fraudulently
Intending the Same Wornell in this ple Crafully & Subtilly to deceive wd &
defraud the aſd Sume of £:9:9: or the Interests damages & Costs of the
protest aſd or any part thereof to the Said Wornell altho^ required the 10^th day
of Nov^r 1709 aſd at the County of Annarundell aſd Rad not paid but
the Same to him to pay Stand & refused & still doth refuse to the damage
of the Said Wornell fifteen pounds Ster & therefore he brings this Suite &c

pledges &c John Doe
Ric^d Roe

And the Said Alex^r Fraser & Sarah ux^r by Richd Dallam their atty
Come & defend the force & Injury when &c & pray Leave to imparle
hereunto untill next Court & they have it & the same day is given
to the plaintiff also — Att^wll Said next Court to wit the 7^th day of
July Anno Dom^ni 1710 Come again as well the Wornell Hunt the plty
with proper person as aſd as the Said Alex^r Fraser & Sarah ux^r by their —
att^rney aſd & the Said Alex^r & Sarah ux^r by their Said attorney as before
defend the force and Injury when &c & Say that they Cannot Gainsay
the plaintiff his action aſd so as aſd against them brought nor can
they Say but that the Said plaintiff ought to recover his damages by —
Occasion of the premises aſd to the Sume of Eleven pounds Seven shills &
Eight pence & Costs of Suite against them w^ch the Said plaintiff does
not Gainsay — Therefore it is Considered by the Justices here the day
yeare & Sume mentioned that the Said Wornell Hunt recover against the Said —
Alexander Fraser & Sarah ux^r as well the Sume of Eleven pounds —
Seven shills & Eight pence Ster his damages aſd in form aſd Confessed
as also the Sume of pounds of Ster by
814 the Court here adjudged unto him of his assent for his Costs & Charges
by him about his Suite in this beh^alf laid out & expended & the defend^ts
in Mercy &c — And the plaintiff Says the Execu^n of this Judgm^t ought not the
third Court day in August next —



July Court 1710 —

Wm William Allen
vd
Wm Wm Herbert

Maryland ss

Wm William Harbert of St Mary's County Planter —
was attached to answer unto William Allen merch^t
of a plea of trespass upon the Case —

and whereupon the Same William Allen by Thomas Macnemara his —
attorney Complaines that whereas the aſd Wm Herbert the 28^th day of May 1708
at the City of Annapolis in Annarundell County according to the Customs of
Merchants and others of this province of Maryland and the City of Plymouth
in England of old used made and drew his Second bill of Exchange with his proper
hand Subscribed bearing date the day & yeare aſd to a Certaine Nathaniel
Dumby Merch^t in Plymouth residentes & negotiateing directed & by the Same
requested the aſd Nathaniel Dumby a thirty one days Sight of Such bill of
Exchange his first & third of the Same Tenor & date not paid to pay to a
Certaine Alexander Smith or his order the Sume of thirty pounds Ster for
Value received of him w^ch bill afterwards to wit the 6^th day of June 1708 at
the County aſd and before Sight thereof Rad by the Said Nathaniel the aſd
Alexander by his Indorsment to this paper hand Subscribed according to the
Customs aſd transferred and ordered the aſd thirty pounds to be paid to —
a certain Oliver Peron w^ch Same Oliver by his Indorsment with his proper
hand Subscribed according to the Customs aſd transferred the Said bill the —
Same day yeare & place last mentioned to the Same William Allen and before
Sight thereof Rad by the Said Nathaniel ordered the aſd 30^ll to be paid to the Same
Wm Allen for Value of him received whereof the Said Nathaniel afterwards Viz^t
the 7^th day of Feby 1708 Rad notice Viz^t at Plymouth in Aun^d County & there
there was requested to pay the Said 30^ll to the Same Wm Allen & Rad in Wm —
allen in Sad Saith that the Said Nathaniel after thirty one days Sight of the
aſd bill notice as aſd Rath not hitherto paid to the Same Wm Allen the aſd
30^ll and that for want of payment thereof by the Said Nathaniel the Same Wm
allen on the aſd Seventh day of Feby Anno 1708 aſd at Plymouth to wit —
at Annarundell County aſd Caused to be protested the aſd Second bill (the first &
third of the Same Tenor & date not paid) according to the Customs aſd whereof
the Said Wm Herbert the 6^th day of Nov^r Anno Dom^ni 1709 at Annarundell
County aſd had notice & the Same Wm allen in Sad Saith that the Said Oliver
peron at Annarundell County aſd paid the Value of the Said 30^ll to the Said
Alex^r Smith & that the Same Wm allen paid the Value of the Said 30^ll to —
the the Same Oliver peron to wit at Annarundell County on the tenth day of
June 1708 by reason whereof & of the Customs aſd the Said Wm Herbert became
Ly^able to the payment of the Said 30^ll in the Said Second bill mentioned to the
Said Wm allen and the Same Wm Herbert in Consideracon thereof to wit —
the tenth day of Octobr in the yeare of our Lord 1709 at Annapolis in Aun^d County
upon himself assumed & to the Same Wm allen then & there faithfully
did promise that he the Said Wm Herbert the aſd 30^ll Ster logether w^th all
damages Interests & Costs by the Same Wm allen suffered or to be suffered by
reason of the protest aſd to the Same Wm allen when afterwards he shoulde
be required would well & truly Content & pay Nevertheless the aſd Wm —
Herbert his promise and assumpc^n aſd not regarding but mindeing &
fraudulently Intending the Same Wm allen in this behalf Crafully &

(Subtilly)

Sic in original