

further Saith that he never expected that the Said Gresham Should make good all the insolvent Desperate and runaway Debts inserted in his lists as in the Compl^{ts} is most falsely alleged but always did and yet does insist that the Said Gresham Should make good and be answerable for all Such good Debts as were put into his hands where was receipts appeared ag^t them and also for all such Debts as were lost or became Insolvent merely by his neglect of duty in Secureing them after he had a Lawfull opportunity Soe to do. but the Said Gresham has used to alledge it was in his own Choice whether he would or would not execute writts of Execution for officers Fees And that he was not bound to Serve them otherwise then at his discession or to that effect that the Said Greshams Sherriffalty Ended Sometime in the year Seventeen hundred and five when there Remained Due to this Def^t from the Said [377] Gresham about Seventy five thousand one hundred and fifty four pounds of Tob^o the ba^{ll}^a of Accounts as by him Stated and in the year Seventeen hundred and Six the ba^{ll}^a due to this def^t from the Said Gresham was thirty thousand two hundred and Seventy four pounds of Tob^o by his Acc^t rendered him; the Summe of twenty thousand pounds of Tob^o of w^{ch} the Said Gresham paid him by a promissary note from Maj^r Josiah Willson in whose hands being an honest Sheriff this Def^t was Glad to take it and Should have been well pleased to have taken the whole ba^{ll}^a there but there remained due to this Def^t about the Summe of Six thousand two hundred and Ninety Nine pounds of Tob^o from the Said Gresham till the year Seventeen hundred and Eight in w^{ch} year much to this Def^{ts} Damage the Said Gresham became Sheriff of Ann Arundell County and all former Acc^{ts} were then or before redused by both partys to that Ba^{ll}^a So that this Def^t Hum[bly] Hopes that part of the Compl^{ts} Bill w^{ch} Relates to any Matters Transacted before the year Seventeen hundred and Eight will be deemed merely frivolous and Vexatious and on purpose to give this Def^t the trouble of Answering them. That this Def^t about the Latter End of November Seventeen hundred and Eight put into the Said Gresham's hands a list of Clerks fees on Execution amounting to about Seventeen thousand two hundred and Eighty pounds of Tob^o And of Deputy Commissary's fees and perquisites due to this Defendant amounting to about two thousand Seven hundred and thirty two pounds of Tob^o in the whole twenty thousand and twelve pounds of Tob^o to be by him Collected according to Law and also in the year Seventeen hundred and nine in December put two Such other lists into the Said Gresham's hands w^{ch} amounted in the whole to about the Summe of four thousand and forty two pounds of Tob^o in all w^{ch} lists this Defendant beleives there was not above two thousand Six hundred and Eleven pounds of Tob^o due from persons that were insolvent at the [378] most (w^{ch} the Compl^t by his letter under hand of the Seventh of Jan'y Seventeen hundred and Sixteen ready to be produced Seems to allow of) So that the neat ba^{ll}^a of those lists after insolvencies and Sallary deducted Should be about Nineteen thousand two hundred and Ninety Nine pounds of Tob^o