

By The Same } Somerset p. Henry Fitzwaters late of Somerset County planter was attached to  
Henry Fitzwaters } answer unto Betty Gale of plea of her part upon the Case &c -

And whereupon the same Betty by Levin Gale her Attorney -  
Complains that whereas the aforesaid Henry the first day of Aug: ann: Dom: one  
Thousand Seven hundred and thirty at Somerset County Within the Jurisdiction  
of this Court was Indebted unto the Same Betty in the Sum of Six pounds  
Eleven Shillings and two pence Current Money of Maryland and so there of  
being Indebted the Said Henry in Consideration thereof afterwards to wit the  
Same day and year aforesaid at the County aforesaid and Within the Jurisdiction upon  
himself assumed and to the Said Betty then and there faithfully did Promise  
that when afterwards he should be thereto Requested he the aforesaid Sum of  
Six pounds Eleven Shillings and two pence to the Same Betty would well  
and faithfully Content and pay Never the less the Said Henry his Promise  
and Assumption aforesaid in form aforesaid made Little regarding but Plotting  
and fraudulently Intending her the Same Betty in that part Crossly and  
Subtily to Defraud and Deceive he the Said Henry the aforesaid Sum of Six  
pounds Eleven Shillings and two pence nor any part thereof to the Same  
Betty hath paid or him for it in anywise Contented altho the Said Henry  
afterwards to wit the Same day and year aforesaid at the County aforesaid  
and Within the Jurisdiction was thereto Requested by the Same Betty  
But the Said Henry the Same to do hath altogether Refused and  
Still doth Refuse Whereby the Same Betty Says she is worse and hath  
Damage to the Value of thirteen pounds and thereof she brings this  
Suit &c.

L. Gale & Qu: p. legat: &c. In Doe R. Poc

And the said Henry Fitzwaters by Francis Allen his attorney Comes and defends the force and Injury when  
and prayed Leave thereof to Impare here untill the next Court and he had it and the Same day is Given to  
the aforesaid Betty here also &c -

All which said Next Court to wit the Twentieth day of November ann: Dom: One thousand Seven  
hundred and thirty One came again as well the aforesaid Betty as the aforesaid Henry by their attorneys aforesaid  
and whereupon the aforesaid Henry says that he cannot say the action aforesaid of the aforesaid Betty -  
nor but that he assumed upon himself in manner and form as the aforesaid Betty above against him has complain-  
ed and as to the damage of the Same Betty by her by Breach of the premises in that part Sustained the  
Same Henry saith and Confesseth that the aforesaid Betty has Sustained damages  
by Breach of the premises beyond her Costs and Charges by her: about her Suit in  
that part apposed to Six pounds Eleven Shillings and two pence and not more  
and because the aforesaid Betty <sup>denies</sup> this but the Same Allegation Confesseth to  
be true says Judgment and those Damages above Confessed together with her  
Costs and Charges aforesaid to her adjudged &c -

Therefore by Consent of the parties aforesaid it is Considered that the aforesaid Betty  
Gale Recover against the aforesaid Henry Fitzwaters her Damages to Six pounds eleven Shillings & two pence  
Current money of Maryland by the Same Henry in full aforesaid Confessed as above hundred & fifteen