

Delinier add to one Shilling and one pounds of tobaco for his costs besides his costs expended and if the Law be with the debt we find for the debts. -

Whereupon all and singular the premises by the Court here being seen and fully understood and mature deliberation thereupon had. It is considered that the sd John Caldwell well procheinamy of the same Junstale Hawk take nothing by his writt and declaration as but be therof in mercy for his false Cognom and that the sd William Wye goes therof without

902 Daye. and further it is considered by the Court here that the sd William Wye Recover against the sd John Caldwell procheinamy as sd Three hundred and Two pounds of tobaco for his costs and Charges by him about his defence in that part Sustained to the same William Wye by the Court here according to the form of the Statute in such case lately made and provided of his aspect adjudged and that the sd William Wye have therof execution &c. Whereupon the said John Caldwell procheinamy as sd present here in Court prays an appeal from the Judgmt. of this Court so as sd Rendered against him (on the part of the sd Wiler Wye) to the next provinciale Court to be hold at the City of Annapolis which is to him granted. &c.

903: John Caldwell procheinamy of Junstale and Spencer Hawk... Somerset P. William Wye. Dm. Late of Somerset County Mariner and Mary his wife were attached to answer unto Junstale Hawk and Spencer Hawk of plea of her part upon the Case &c. -

And whereupon the same Junstale Hawk and Spencer Hawk by John Caldwell ^{their} next friend who is admitted by the Court here to prosecute for them they being under the age of Twenty One years complains that whereas the sd Mary whilst she was sole the tenth day of August One thousand Seven hundred and twenty nine at Somerset County within the Jurisdiction of this Court was indebted unto the said Junstale and Spencer in the sum of five thousand six hundred and ninety Eight pounds of tobaco for the like quantity of tobaco for the use of the said Junstale and Spencer before that time by the said Mary whilst she was sole had and Received and also in the sum of Seventy pounds Current money of Virginia of the value of Seventy Seven pounds Current money of Maryland for sundry house hold goods Cattle horses Sheep Hogg Tobaco wares and Merchant wares for the use of the said Junstale Hawk and Spencer Hawk before that time by the said Mary whilst she was sole had and Received and so therof being indebted the said Mary in consideration therof afterwards to witt, the same day and year as upon herselfe did assume and to the said Junstale and Spencer then and there sd faithfully did promise that she when afterwards she should be therunto Requested the sd Sum of five thousand