

also by force of the Statute in such case thereof lately made and provided the said John became and is chargeable to pay to the same John Singleton the aforesaid Two pounds Eleven Shillings and Seven pence Current Cash aforesaid and One pound five Shillings and three pence in Country pay in the note aforesaid contained and so thereof being charged the said John Britt in Consideration thereof afterwards (to witt) the same day and Year last mentioned at Somerset County aforesaid within the Jurisdiction of this Court upon himselfe did appear and to the same John Singleton then and there faithfully promise to pay to the same John Singleton the aforesaid Two pounds Eleven Shillings and Seven pence and One pound five Shillings and three pence according to the Tenor of the same note. Never the less the aforesaid John Britt his promise and assumption aforesaid in form aforesaid made nothing regarding but Evilly and fraudulently Intending the aforesaid John Singleton in that Part Craftily and Subtly to deceive and defraud the aforesaid two pounds Eleven Shillings and Seven pence Cash and One pound five Shillings and three pence in Country pay in the note aforesaid mentioned or any Part thereof to the same John Singleton he hath not paid nor to him for the same in any sort Contented altho' the same to do the aforesaid John Britt afterwards (to witt) the same day of Year and place last mentioned and often afterwards by the same John Singleton was therunto requested but the same to him to pay or in any sort to Content hath altogether refused and still doth refuse to the damage of him the said John Singleton five pounds fifteen Shillings and Seven pence Current money of Maryland and thus of his being Sued &c.

And the aforesaid John Britt in his own proper person Cometh and defendeth the force and Injury whereof and thereupon the said John Singleton by his attorney aforesaid prays that the aforesaid John Britt to his Declaration aforesaid may answer where the said John Britt hath till Monday next being the Seventh day of this term by his Lordships Justices here to him given to answer to the Declaration aforesaid of the aforesaid John Singleton. But the said John Britt at the same day altho' solemnly required to answer thereto Cometh not nor nothing thereto of Birth in Barr or preclusion of the aforesaid aforesaid of the aforesaid John Singleton by which the same John Singleton remaineth against the aforesaid John Britt thereof undeserved &c.

Wherefore the aforesaid John Singleton his damages by Omission of the non performance of the promise aforesaid against the aforesaid John Britt ought to recover and have &c.

Thereupon at the prayer of the aforesaid John Singleton and by the Consent of the same John Singleton the Justices here being in Court of assembly in such case made and provided aforesaid the damage of him the same John Singleton by Omission of the non performance of the promise and assumption aforesaid beyond his Costs and Charges by him about his Suit in that part appoyred to three pounds Sixteen Shillings and ten pence Current money of Maryland &c.

Therefore it is Considered by the Court here that the aforesaid John Singleton recover against the aforesaid John Britt his damages aforesaid to the aforesaid three pounds Sixteen Shillings and ten pence Current money of Maryland by the Justices aforesaid in form aforesaid aforesaid as also three hundred and Sixty one pounds of his for his Costs and Charges aforesaid to the same John Singleton by the Court here of his aforesaid adjudged to be paid in money &c.