

March Court 1734 (2)

Maryland for sundry wares and Merchandise by the said Duncan to the said Edmond before that time sold and delivered as by an account into Court brought may appear and being so thereof indebted on consideration thereof upon himself did assume and to the said Duncan then and there faithfully promise that he the said Edmond the said six pounds fifteen shillings to the said Duncan when he should be afterwards thereto required well and faithfully would pay and content and altho' the said Edmond hath paid to the said Duncan one pound eight shillings and six pence part of the said six pounds fifteen shillings Nevertheless as to five pounds six shillings and six pence residue of the said six pounds fifteen shillings the said Edmond his promise and assumption aforesaid made nothing regarding but minding and fraudulently intending the said Duncan in that part craftily and subtilly to deceive and defraud the said five pounds six shillings and six pence to the said Duncan hath not paid or him for the same in any sort contented altho' thereto afterwards to wit the day and year aforesaid at the County aforesaid and often since that time by the said Duncan required but the same to him to pay hath altogether refused and still doth refuse to the damage of the said Duncan Murray Eleven pounds current money of Maryland and thereof he brings suit &c.

Bledges &c. In Doc. & Br. Broe

Oct 20 1734	Edmond Mason to Mr. Dun: Murray	Dr.
	To 1 pint of Beers & 1 hat	£ 10 10 6
	To 4 pints of D ^o	0 1 10
	To 7 1/2 yd. of Lamblet	1 8 0
	To 1 Shain of Silk & 2 D ^o of b ^o tns. & 2 pair of Sleeve Batt.	0 8 6
	To 2 sticks of Mohair & thread and 1 Shain of fine thread	0 4 2 0
	To 1 Gunn & 1 Stock Buckle & 1 pair of Shoe Buckles	2 5 6
	To 1 pair of gloves & 1/2 yd. of Ribbon & 1 fixing pan	0 15 0
	To 3/2 yd. of Cherry Derry	0 12 6
	To 1 spot Weighing 30. at 5.	£ 6 15 0

Cre ^t : J ^r Contra	Dr.
By Ed: Franklin	£ 10 1 6
By J ^r Bard.	1 7 0
	14 8 6
Bal ^l ce due	5 6 6

And the aforesaid Edmond Mason in his own proper person comes and defends the force and Injury when &c. and saith that he cannot gain say the action aforesaid of the aforesaid Duncan Murray nor can he say but that he did assume upon himself in manner and form as the aforesaid Duncan Murray above

against him hath complained and as to the damage of the same Duncan by him by occasion of the premises in that part sustained the same Edmond saith and confesseth that the aforesaid Duncan hath sustained damages by occasion of the premises beyond his costs and charges by him about his suit in that part agreed to five pounds six shillings and six pence current money of Maryland and not more and because the aforesaid Duncan deny's not the same allegation confesseth to be true prays Judgment for those damages above confessed together with his costs and charges aforesaid to him to be adjudged &c.

Therefore by consent of the parties aforesaid it is considered that the aforesaid Duncan Murray recover against the aforesaid Edmond Mason his damages aforesaid to the aforesaid five pounds six shillings and six pence current money of Maryland in form aforesaid confessed as also Two hundred pounds of tobacco for his costs and charges aforesaid

215 and of fees To the same Duncan Murray by the Court here and consent of the parties aforesaid adjudged and the aforesaid defend^t in mercy &c.