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nothing regarding but plotting and fraudulently intending the said Sebastian Delastatus in that part craftily and subtilly to receive and defraud the aforesaid seven thousand shingles to the same Sebastian Delastatus he hath in no sort paid or satisfied altho' the same to do the said Charles Ramsey by the said Sebastian Delastatus (to witt) on the tenth day of November did in the year last above mentioned and often afterwards at Somerset County aforesaid he was thereunto requested but the same to the said Sebastian Delastatus to pay or him for the same in any sort to content and satisfy he hath refused and still doth refuse Whereupon the said Sebastian Delastatus saith he is the worse and hath damage to the value of fourteen pounds current money of Maryland and thereupon he brings suit &c. — J. Bridges, John Doe & Richard Roe —

At which day here before his Lordships Justices in Court then held at dividing Creek in the County aforesaid came the aforesaid Sebastian Delastatus by his attorney aforesaid and the sheriff to witt John Henry Gent. nowhere returned that he had taken the aforesaid Charles Ramsey whose body hereat this day he had ready to answer the aforesaid Sebastian Delastatus of the aforesaid plea as to him it was commanded. —

And the aforesaid Charles Ramsey by Francis Allen his attorney Cometh & defendeth the free and Injury when done and the same attorney saith that he is not informed by the same Charles his Agent of any answer for the same Charles to the aforesaid Sebastian in the plea aforesaid to be given and nothing else thereof saith by which the ^{same} Sebastian demandeth against the aforesaid Charles thereof undenied for which the same Sebastian his damages by occasion of the non-performance of the promise and assumption aforesaid against the aforesaid Charles ought to recover but because it is unknown what damages the aforesaid Sebastian has sustained by occasion of non-performance of the promise and assumption aforesaid the Justices here at the prayer of the aforesaid Sebastian and by the consent of the aforesaid Charles by their attorneys aforesaid awarding to act of assembly in such case provided aforesaid the damages of the same Sebastian by occasion of the non-performance of the promise and assumption aforesaid beyond his costs and charges in this part appoyed to four pounds eighteen shillings current money of Maryland. —

Therefore it is considered that the aforesaid Sebastian Delastatus recover against the aforesaid Charles Ramsey his damages aforesaid to the aforesaid four pounds eighteen shillings current money of Maryland by the Justices aforesaid in form aforesaid aforesaid as also two hundred and seventy two pounds of tobacco for his costs & charges aforesaid to the same Sebastian at his request by the Court here adjudged with stay of execution until the fifteenth day of April then next following & thereof deft in Money the