said Days havering them so repacked as afs and altho the said Day hath paid to the said Benjamin the afs sum of twenty four pounds paper money as afs and eight pounds in Gold as afs and the said sixteen Barrells of pork upon delivery and view thereof were not nor either of them was full and well packed and a sufficient and usual quantity of neat pork therein contained but instead thereof in each Barrell of the said Pork was contained a large and unusual quantity of salt Nevertheless the said Benjamin his promise and assumption afs in form afs made nothing regarding but minding and fraudulently Intending the said Day in that part to deceive and defraud the said sixteen Barrells of pork so delivered in the severall particulars afs to suffer or permitt the said Day so to repack as afs he the said Benjamin did absolutely refuse and any part of the said sum of money by the said Day to the said Benjamin in — manner afs paid the said Benjamin to refund or repay to the said Day according to his promise and assumption afs hath altogether refused and still doth refuse that the said Day is thereby much hurt and dammified Whereupon the said Day saith he is the worse and hath damage to the value of fifty pounds Current money of maryland and thereupon he brings suit &c — Pledges &c Doe & Roe —

And the aforesaid Benjamin Townsend by his attorney afs Comes and defends the force and Injury when &c and prayeth Leave thereof to Imparle hereunto the next Court to be held at dividing Creek in and for the County aforesaid the third Tuesday of November then next following and he hath it and the Same day is given to the afs Day here also &c — At which day here Came again as well the afs Day Scott as the afs Benjamin, Townsend by their attorneys afs And whereupon the said Benjamin Townsend prays further Leave thereof to Imparle here untill the next Court to be held at dividing Creek in and for the County afs the third tuesday of March then next following and he hath it and the same day is given to the afs Day here also &c — At which day here Came again as well the afs Day Scott as the afs Benjamin Townsend by their attorneys afs and whereupon the same Benjamin doth before defends the force and Injury when &c and saith that he did not assume upon himself in such manner and form as the afs Day above against him hath declared and of this he puts himself upon the Country — And the said Day Scott in like manner —