

Sheriff aforesaid and saith that he cannot deny the action ^{of the aforesaid John} nor can he say but that he did assume upon himself in manner and form as the aforesaid John Henry above against him hath complained and as to the damage of the same John by him by Occasion of the premises in that part sustained the same Benjamin Townsend saith and Acknowledgeth that the aforesaid John hath sustained damages by Occasion of the premises beyond his Costs and Charges by him about his suit in that part apposed to Nine pounds nineteen shillings and Six pence Current money of Maryland and not more and the aforesaid John denies not this but the same allegation grants to be true prays Judgment for those damages above Acknowledged together with his Costs and Charges aforesaid to him to be Adjudged &c

Whereupon the aforesaid Benjamin Townsend by the Assent of the aforesaid John Henry is discharged from the Commitment aforesaid

Therefore by consent of the parties aforesaid it is considered that the aforesaid John Henry recover against the aforesaid Benjamin Townsend his damages aforesaid to the aforesaid Nine pounds nineteen shillings and Six pence Current money of Maryland by the same Benjamin in form aforesaid Acknowledged as also his Costs and Charges aforesaid to the same John at his request by the Court now here of the Assent of the parties aforesaid adjudged which certain damages in the whole amounts to Nine pounds nineteen shillings and Six pence Current money of Maryland & pounds of tobacco and the aforesaid Benjamin in Mercy &c

His Lordship } Whereas a certain Nathaniel Whittaker being committed by one of his Lordships Justices the peace within the County of Somerset to keep a figure for his the said Nathaniel's want of Security for his good behaviour and appearance at this Court to answer &c

And now to wit the third Tuesday of August Anno Domini One thousand Seven hundred and forty before his Lordships Justices at a Court then hold at Dividing Creek in and for the County aforesaid came the said Nathaniel Whittaker in his proper person in Custody of the Sheriff of the County aforesaid in whose Custody before that time for the cause aforesaid was committed and being by the said Sheriff Led to the bar. and forasmuch as no person appeared before the Court to pray that the said Nathaniel might give Security for his good behaviour &c

Whereupon the said Nathaniel is by the Court discharged from the Commitment aforesaid and ordered to give Security for the payment of the several Officers fees due by means of the premises aforesaid Thereupon a certain John Beck of Somerset County Barbours present herein (but in his proper person undertook for the said Nathaniel Whittaker for to pay the several Officers fees due by means of the premises and Commitment aforesaid &c

His Lordship } Somerset County } The Jurors for the Right Honourable the Lord Proprietary that now is for the body of Somerset County aforesaid upon their Oath do present that Treaby Dies late of Seventy parish in the County aforesaid Spinster the first day August Anno Domini one thousand seven hundred and thirty Eight at the parish aforesaid in the County aforesaid and within the Jurisdiction of this Court did Commit fornication with a certain person to the Jurors aforesaid unknown and did permit the same unknown person then and there to begett a bastard child