

Holland Middleton William Middleton Junior and Samuel Middleton of a plea of Trespass upon the Case and so forth — And Whereupon the same Holland William and Samuel by William Middleton their Attorney Complain for that where as the said Thomas Bateman after the first day of May in the year of our Lord One Thousand Seven Hundred and five; to wit on the Eighth day of August in the year of our Lord One Thousand Seven Hundred and forty Eight at Charles County aforesaid made his certain Note in Writing called a Promissory Note with his proper Mark hand and Name thereto Subscribed bearing date the same day and year last mentioned and the said Note unto the said Holland William and Samuel at the County aforesaid Deliver by which said Note the said Thomas Bateman Promised to pay unto Holland Middleton William Middleton Jun and Samuel Middleton One Thousand and thirty pounds of Tobacco on account of Mr William Middleton Senior on demand for Value Received by Statute of Law and also by force of the Statute the said Thomas Bateman became Liable & Chargeable to pay unto the said Holland Middleton William Middleton Jun and Samuel Middleton the said Sum of One Thousand & thirty pounds of Tobacco according to the Tenor of the Note aforesaid and so being Chargeable the said Thomas Bateman afterwards to wit the day and year last mentioned at the County aforesaid upon himself assumed to the said Holland William and Samuel then and there faithfully Promised that he the said Thomas Bateman the said Sum of One Thousand and thirty pounds of Tobacco to the said Holland William Samuel when there unto afterwards he should be requested well and truly would content and pay never the less the said Thomas Bateman his Promise and Assumption aforesaid made not in the least Regarding but minding and fraudulently Intending them the same Holland William and Samuel in this part craftily and Subtly to misuse and defraud the said Sum of One Thousand and thirty pounds of Tobacco or any part thereof to the said Holland William and Samuel hath not paid altho' so to do the said Thomas Bateman was on the tenth day of April in the year of our Lord One Thousand Seven Hundred and forty Six and after afterwards at Charles County aforesaid to pay the same; but that unto them hither to, to pay or Content the said Thomas hath hither to, altogether Refused and still doth Refuse to pay the same to the damage of them the same Holland William and Samuel Two Thousand and sixty pounds of Tobacco and therefore ~~the said Holland William and Samuel~~ being justly grieved

John Doe  
John Roe

Whereupon into Court here in his proper person Comes Charles Ford of Charles County Planter & Sumes pledge and Security for the said Thomas that if it should happen the said Thomas in the plea aforesaid should be convicted that then the said Charles yielded and granted that as well the Damages aforesaid as all Costs to the said Holland William and Samuel in this part should be adjudged of his Land and Chattels should be made and Lived to and for the Use of the said Holland William and Samuel that if it should happen the said Thomas the Damages and Costs aforesaid to the said Holland William and Samuel should not pay or his body in to the Custody of the Sheriff by Reason thereof of Render And the said Thomas Bateman in his proper person Composed and defends the force and Injury when &c. and saith that he cannot deny the Action aforesaid of them the said Holland William and Samuel nor but that he did assume upon himself in manner and form as the said Holland William and Samuel above against him hath Complained never so but that the said Holland William and Samuel have Sustained damages by means of not performing the promises and Assumptions aforesaid to One Thousand and thirty pounds of Tobacco as the said Holland William and Samuel above in declaring supposed. Whereupon the said Holland William and Samuel by their Attorney aforesaid pray Judgment of those damages so acknowledged together with their Costs and Charges by him about their suit in this part laid out & Expended to them to be adjudged therefore it is considered by the Court here that the said Holland William and Samuel do recover against the said Thomas their damages aforesaid to One Thousand and thirty pounds of Tobacco above acknowledged as also the sum of One Hundred and seventy four pounds of Tobacco for their Costs and Charges by him about their suit in this part laid out and Expended on his aforesaid by the Court here

Def: and Adj: and the said Thomas Bateman in Wary &c