Edward Scurfeeld by Willm Edwin his Attorny } plt
mr Nicholas Cuseen defendant }

Liber B. p. 398

The pltes Suit being for Satisfaction for one Cersey Suite amounting to two Hundred and fifty pounds of Tobacco and one fustian Suit at Eighty pounds of Tobacco, and fower Ells of fustian at Eleven pound an Ell comes to forty four pounds of Tobacco and one Shaggd Hatt twenty and five pounds Tobacco, one Blankett at Eighty pound of Tob° which clothes the pltes Said Attorney alledged had been delivered to the defendt by the plt Scurfield and never any Satisfaction given for the Same, in Answer to which Capt William Mitchell the defendts Attorney produced a Note under the pltes hand whereby it appeared that he the Said Compltt Surfield, as Attorney for one Thomas Muns had delivered the Clothes Complained for to the defendt in performance of a Bargaine between Muns and the defendt Upon the Sale of a Servant. Upon which the Court thought it requisite before any further proceedings upon the hearing to have the deftS Answer upon Oath, for the better cleering of the Matter in in question. Who afterwards appearing in person this day and upon his oath Setting forth that the Sd Muns did agree upon Sale of the Said Servant to deliver for him to the defendt Double apparell, And that he the deft had never received any other apparell upon the Said Bargaine Save what he had received from the plte Scurfield as Attorney of the Said Muns Expressed in the Said Note now produced. As by his the Said deftS Deposition in that behalf more at large appeareth And the Court hereupon Seeing noe Cause to give the plantiffe any reliefe upon this Suit. Doth order that the Matter of the Compltes Suit be from henceforth dismissed out of this Court, and the plt to pay Court Charges

The Deposition of Nicholas Cawseen this day Sworne and Examined in open Court Sayeth

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That Thomas Muns did agree that upon his this Deponents payment of 18 or 1900l of Tobacco & Caske for the Servant he bought of him about three yeares Since which this deptt paid accordingly he the Said Muns would deliver to this Deponent Double apparell from head to foot for the Said Servant, or to that Effect and that this depont never reced from the Said Munns, or any other, any apparell upon the Said Bargaine, Saving what he received from Edwd Scurfield as Attorney of the Said Munns mentioned in a Note now Shewed to this Depont Subscribed with the Said Scurfields mark and Wittnessed by mr Robert Clarke Dated the 14th March 1650

The Deposition of mr Willm Eltonhead Taken in open Court this 24th January 1652.

That he this Deponent not long before Capt Mitchells Going