

and remedy who out of Charity did giue Entertainm^t to the s^d Corbett and applyed meanes to his Sore towards the perfecting of a Cure Liber FF

It appearing to the Court that the p^lt had not applyed any meanes Considerable towards the Cure of the said Corbett who was forced to look Out for for other succour and releife and was not willfully kept or detain'd by the def^t from the p^lt and being ignorant of any such Order of Court untill the p^lt came and demanded the said Corbett from the defend^t who proffer'd the p^lt that if hee would take him hee would willingly forgoe him and loose all the meanes hee had expended upon hime

The Judgm^t of the Bench is that it being but a Condiçionall Ord^r of Court and that the said Corbett was not taken into Cure by the p^lt in due time and was forc't to seek for other meanes and remedy which hee receiued from the defend^t, wherefore wthout that, hee was not to serue the p^lt and Consequently if no seruant the def^t is not suable upon th^e afores^d Acts of Assembly

Court adjourn'd untill tomorrow morning

The Justices all present as yesterday This being the 12th of December [p. 670]

Oliuer Gery plaintiffe	}	Jenifer p̄ quer̄
Elizabeth Leitchworth the Adm ^x of Thomas Leitchworth defendant		Caluert p̄ def ^t

The defend^t hauing time untill this morning to put in her Errors, doth deliuer th^e same in writeing as foff:

The defend^t Elizabeth Leitchworth By William Caluert her At-
torny in Arrest of Judgm^t saith that she is not lyable by th^e lawes of
this prouince to sattsify the p^lt^s demand and of this prayeth Judgm^t
of the Court William Caluert

The p^lt Oliuer Gery by Daniel Jenifer his Attorney saith that in
euery moçon upon Arrest of Judgm^t the party that moues ought to
signe his Errors in perticuler which the defend^t doth now in Generall
the which when done the p^lt will proceed & therein Craue Judgm^t of
the Court Daniel Jenifer

Elizabeth Leitchworth the Adm^x of Tho: Leitchworth the defend^t
ags^t Oliuer Gery p^lt for error in p^tticuler doth say that the defend^t
is not lyable by th^e law Entituled the Act for paym^t of debts (uizt)
that no Accompt is pleadeable after nine months standing and of this
she prayeth Judgm^t Wiff: Caluert

The plaintiffe Joyneth in demurrer
Dañ: Jenifer

The Judgm^t of the Court is that letters betweene Merchant and
Merchant are by the lawes of merchants noe lesse then specialltyes