

Caus John W-66 and in Open Court made Oath that he heard Wm Harvey own the said debt and further that the said Harvey did promise verbally & assured to pay the said sum of 400^l of Cobaco to Andrew Whittington afor^d & upon which caus both parties by their Attorneys afor^d and by Mutual Consent put themselves to the Judgment of this Court

Now heard at this day to wit the 13th day of June in the eijth year of the Dominion of the R^h hono^{ble} Charles 2^d Annoq^{ue} Douj 1689 it is Considered by this Court that the Andrew Whittington recover agst the said William Harvey as well the sum of four hundred pounds of Cobacco as also recovered as afo^r the sum of Cobacco Cost of Suite and the D^ef^t in Morcy &c.

John Webb: pl^t } Sum^{is} County for William Harvey of this County
ag^t } Was attached to answer unto John Webb inholder
William Harvey D^ef^t } In

And Whereupon the pl^t by Thomas Pook his Attourney Cou^{rt} & sayeth that he the said William in the Mouth of August last past did assured & faithfully promise to pay unto the pl^t the full and just sum of four hundred pounds of Cobacco upon the account of Thomas Cartwright unto the pl^t whom thereunto required as will in Court more plainly app^{er} but he the said Harvey fraudulently intending the pl^t to receive doth deny to pay the sum afor^d of 400^l of Cobacco altho^{ugh} often thereunto required by the pl^t Whereupon the pl^t sayth he is damnified & hath Damag^e to the value of 800^l of Cobacco & thereupon brings this Suite

And the said William Harvey by Edward Jones his Attourney Cou^{rt} & sayeth that he is forced and injured when e^t and prayeth Lib^{ty} to imparle herunto until the next County Court and it is granted him the said day is granted to the pl^t likewise At which said County Court caus the said parties by their Attourneys afor^d and the said Harvey by Edward Jones his Attourney sayth that the pl^t his action he ought not to have for that the d^ef^t did never promise nor yet assured to pay any such debt to the pl^t as he declares and desires that the pl^t may be put to the proofs of his Declaration

Whereupon caus Andrew Whittington in Open Court made Oath that he heard William Harvey promise as afo^r assured to pay the said four hundred pounds of Cobacco & declared for unto John W-66 afor^d

Upon which caus both parties by their Attourneys afor^d and by Mutual Consent put themselves to the judgment of this Court

Now heard at this day viz^t the 13th day of June in the eijth year of the Dominion of the R^h hono^{ble} Charles 2^d Annoq^{ue} Douj 1689 it is Considered by this Court heard that the said John W-66 recover against the said William Harvey as well the sum of four hundred pounds of Cobacco the D^et afor^d as also the sum of Cobacco Cost of Suite and the D^ef^t in Morcy &c.