

h 11th 1689
90

(611)

James Barry Esq. Declaration Recd. Jussu Jovis
Thomas Pool Deft. Jussu Jovis
aqt. Jussu Jovis

Complaint: Cert. lats of this County was attached to answer unto James Barry in an action on the 15th of the month of June by his attorney Edward Goud, saith that about the month of 7 688
past in the year of our Lord 1689 then the said Thomas Pool became indebted unto the said James
Barry, two £100. the one to be paid in the month of the year 1689 upon demand, and other £100 the year
following the said James as will appear in Court by Evidence, the one being demanded of the said
Thomas according to bargain the said Thomas hild regarding his promise assumption but fraudulently
did not pay the same of the said £100 according to bargain although often thereto requested
- hath denied to pay and still doth deny whereupon the pl. saith he is damaged and hath done
to value of 700 pounds of tobacco and thereupon bring his suit by Edward Goud.
James swears upon James Barry's account viz, Thomas Eyre John Dorman John Northampton
John West.

The aforesaid Jury appointed impanelled and sworn viz, William Piper. Samuel
Collins. Moarty Fountain. Thomas Keph. Thomas Cull. John Strawbridge. Geo.
Bosman. Mylrs. Gray. William Elgate. Simon Perkin. Senior. Wm. Bonable
Thomas Merris. Being duly sworn, to say the truth do return this following
Verdict. viz, That the Jury finds for the pl. William Piper. Fornd.

Thomas Fenwick Esq. aqt.
William Fossett Deft.

Declaration Recd. Jussu Jovis. Refers to the
aforesaid Jury who being duly sworn good for
after det. and Evidence sworn.

Complaint: Cert. lats of Somerset County was attached to answer unto Thomas Fenwick
of a plea of trespass upon the Case. pr. - - -

And whereupon the said Thomas Fenwick by his attorney Complainte that whereas
the said William the 29 day of April in the year of our Lord 1689 at Monmouth within the
jurisdiction of this Court was indebted to the said Thomas one good sufficient £100
being in consideration that the said Thomas acquitt one Richard Fossett one of John Copper
and deliver to him a certain Bill which he had of one Copper detached whereby the said
Copper was indebted to him the said Thomas and accept of him the said William for pay did
assume upon him self, and to the said Thomas then and there faithfully, promise that he the
said William, the £100 to the said Thomas when he should be thereto requested would well and
truly content and pay, Nevertheless the said William, his promise and assumption aforesaid
regarding but cunningly and fraudulently intending the said Thomas in this behalf craftily
and subtilly to deceive and defraud the said Thomas to the said Thomas hath not paid although the
said William to do the same by the said Thomas, afterwards the day and place and was
but he hath refused and doth still refuse to the day of the said Thomas