

Mr. Francis Jenkins. Deft. Somerset County W. Waller Land was attached to duffoe unto Walter Lane Defend. Francis Jenkins Gent. Dem. of all and singular the goods chattels and Credits of Samuel Cooper estate, of a plea of trespass upon the case

And whereas upon the said Francis by Colr. Gent. his Attorney (Complainer) that whereas the sd Waller the 23. day of August in the year of our Lord 1685 at Coromock written the Jurisdiction of this Court was indebted to the said Samuel in his life time in the sum of eight hundred ninety two pounds of tobacco as by a particular account thereof is in Court to be produced may appear, and the sd Waller to the said Samuel in manner aforesaid being indebted, did assume upon him self and to the sd Samuel faithfully promise by the said Waller the sd sum of 892. pounds of tobacco to the sd Samuel would well and truly reimburse and pay never the less the sd Waller his promise and assumption aforesaid not regarding, but un mind and fraudulently intend to the said Samuel in this behalf to deceive and defraud the said sum of 892. pounds of tobacco to the said Samuel in his life time nor to the said Francis Dem. as aforesaid have not paid, but hath hitherto refused and doth still refuse to the damage of the said Francis of 1600. pounds of tobacco and thereof he brings this suit or

But pledges or C. J. Do. Rite. 1685

Then was this following account produced

1685	12	to M. Waller Land Dr.	to 1000
762.17.		to 1 gall. of wine.	20
36.	April 23.	to 1. pots of flip	30
	May 3.	to 5. Bason of Linne	50
	June 1.	to 1. pots of Beer	10
	21.	to 1 quart of flip	15
	July 12.	to 5 pots of flip	150
	20	to 1. pots of flip	30
	Aug. 18.	to 1 quart of flip	15
	25.	to 1 gall. of flip	60
	23.	to 3. quart of flip	45
		to George Sawards hel.	185
		to your Brothers acc.	34
		to 168. of tobacco by the Court 168	
		to my self ag. R. Blad. b. m. m. Saues	100
		Sum	892. 100

Cap. Sum. p. fid. out in w. Court by all

The above sd Declaration being read, as the inferted account in Court produced, neither of which was objected agt. Therefore the Court grants Order agt. the deft for the sum of 892. of tobacco according to Declaration.



Francis Jenkins Dem. of Sam Cooper estate

The above sd Francis Jenkins, being upon issue tryall agt. the sd Waller Land as Esquire to Josias Saward late of this County deceased, but for some reason given by sd Land's Attorney J. S. to the Court the tryall was suspended. the sd Jenkins requested of the Court then, who that the above sd Land was Esquire to the sd sd Saward or no, where judgment was that Land was Esquire

The Court was made that the trial ended as an issue in a matter of Controversie depending betwixt Owen Juder plt and Patrick Good deft. on part of the plt twenty days. Sworn before me
Febry 10. 1690
Thomas Jones.