

Cato Mackdaniell plantiffe: Thomas Orton Defendant

Prince Georges County Ss. Thomas Orton late of Prince Georges County otherwise Called Thomas Orton of Calvert County in the Freshes of Pescattaway Sadler was Sumoned to Answer unto Cato Mackdaniell of a plea that he Render unto him the full and Just Sume of one thowsand pounds of good Sound Marchantable tobaccoe in Caske which to him he oweth and unjustly Deteyneth etc.

And whereupon the Said Cato by William Stone his Attorney Saith that the Said Thomas the 2d day of August in the yeare of our Lord 1694 at Charles Towne within the Jurisdiction of this Court by his Certaine bill Obligatory which the Said Cato with the Seale of the Said Thomas Signed bringeth here into Court the date whereof is the day and yeare aforesaid Acknowledged himselfe to be bound unto the Said Cato in the Said full and Just Sume of one thowsand pounds of good Sound Marchantable tobaccoe in Caske to be paid unto the Said Cato upon Demand Convenient in the Freshes of Pattuxent River to the which payment well and truly to be made the Said Thomas bound himselfe firmly by the Said bill Nevertheless the Said Thomas the Said Sume of 1000 pounds of tobaccoe in Caske Altho often Demanded the Same to the Said Cato hath not paid but hath hitherto denyed and doth Still denye to the Dammage of the Said Cato of 2000 lbs. of tobaccoe and thereof he bringeth his Suite etc.

Pledges etc. John Doe, Richard Roe. William Stone.

And the Said Thomas Orton by John Meriton his Attorney Cometh and defendeth the force and Injury when etc. And prayeth Leave thereof to Imparle here untill the next Court and [247] It is granted unto him the Same day is given to the plantiffe etc.

And now here at this day (to witt) the 28th day of September Annoque Domini 1697 here Came as well the Said Cato Mackdaniell as the Said Thomas Orton by their Attorneys aforesaid and the Said Cato Mackdaniell prayeth that the Said Thomas Orton to his Decleration aforesaid may Answer etc.

And the Said Thomas Orton by his Attorney aforesaid Cometh and Defendeth the force and Injury when etc. And Saith nothing in barr of the Action of the Said Cato Mackdaniell by which the Said Cato Mackdaniell Remaineth against the Said Thomas Orton thereof without Defence etc.

Therefore it is Considered that the Said Cato Mackdaniell Recover against the Said Thomas Orton the Sume of one thowsand pounds of tobaccoe his Debt aforesaid and his damages by Occation of Deteyning the Said Debt two hundred twenty four pounds of tobaccoe to the Said Cato Mackdaniell of his Assent by the Court here Adjudged etc. And the Said Thomas Orton in mercy etc.

Joseph Story plantiffe: Thomas Webster Defendant

Joseph Story who brought the writt of our Sovereigne Lord the King against Thomas Webster of a plea of trespass upon the Case etc. And hath not procecuted his Said writt etc. Therefore hee and his pledges of procecuting be in mercy etc. Lett the names of the pledges be Sought etc. And the Said Thomas Webster goe thereof without Day etc.

It is Likewise Considered that the Said Thomas Webster Recover against the Said Joseph Story his damages by Occation of the premises to two hundred Sixty five pounds of tobaccoe to the Said Thomas Webster by the discretion of the Justices here at his Request for his Costs and Charges in this behalfe Sustained According to the Forme of the Stattute etc. by the Court here Adjudged etc.