

and further defendeth the aforesaid fource and injury when etc. And Saith that the Said Anthony Smart did not Assume in manner and forme as the plantiffe in his declaration aforesaid hath declared and of this he putts himselfe upon the Country. Cleborne Lomax.

And the plantiffe Likewise. William Stone.

Therefore it is Comanded the Sheriffe that without Delay he Cause to Come here twelve etc. by whome etc. and who neither etc. to Recognize etc. because as well etc. And now here att this Day that is to Say the 24th day of Noveber: Annoque Domini 1696. here Came as well the Said William Powell as the Said Anthony Smart by the Attorneys aforesaid and the Jurors thereon Impanelled being Called Likewais Came (Viz.)

James Stoddard, foreman, John Chittam, Archibald Edmonson, Samuell Magruder, Thomas Sprigg Jr., Joshua Hall, John Demall, John Browne Carpenter, John Browne Jr., Hugh Ryley, Charles Hay, Thomas Plumer. Summoned per Thomas Greenfeild, Sheriffe.

Who to Speake the truth Conserving the premises being Elected tryed and Sworne upon their oaths doe Say that the Said Defendant doth owe to the Said William Powell the Said five hundred Sixty nine pounds of tobaccoe as the Said plantiffe above in his declaration hath declared.

Therefore it is Considered that the Said William Powell doe Recover against the Said Anthony Smart his damages by occation of the premises aforesaid to five hundred Sixty nine pounds of tobaccoe by the Jurors aforesaid in forme aforesaid Assessed and alsoe the Sume of twelve hundred and Six pounds of tobaccoe to the Said William Powell at his Request for his Costs and Charges in this behalfe Expended by the Court here Adjudged and the Said Anthony Smart in mercy etc.

Hugh Montgomery plantiffe: Charles Tracy defendant.

The plantiffe brought his Majestyes writt against the Defendant for Eight hundred pounds of tobaccoe due upon bill which to him he oweth and unjustly Deteyneth etc. hath not procecuted his Said writt with Effect etc.

Therefore hee and his pledges of procecuteing be in mercy etc. Lett the names of the pledges be Sought etc. and the Said Charles Tracy goe thereof without day etc. It is Likewise Considered by the Court here that the Said Charles Tracey recover against the Said Hugh Montgomery his damages by occation of the premises to two hundred ninty Seaven pounds of tobaccoe to the Said Charles Tracy by the discretion of the Justices here att his Request for his Cost and Charges in this behalfe Sustained According to the forme of the Stattute etc. by the Court here Adjudged etc.

Richard Brightwell plantiffe: Francis Durham Defendant:

The plantiffe by William Stone his Attorney brought his Majestys writt against the Defendant in a plea of trespass upon the Case etc. And hath not procecuted his Said writt therefore he and his pledges of procecuting be in mercy etc. Lett the names of the pledges be Sought etc. and the Said Francis Durham goe thereof without Day etc.

[75] It is Likewise Considered that the Said Francis Durham Recover against the Said Richard Brightwell his Damages by Occation of the premises to Six hundred and Seaventeene pounds of tobaccoe to the Said Francis Durham by the discretion of the Justices here att his Request for his Costs and Charges in