

[87] William Westry plantiffe: John Soper Defendant.

Prince Georges County Ss. John Soaper Late of the County aforesaid planter was Atteched to Answer unto William Westrey of a plea of trespass upon the Case etc.

And the Said William Westrey by William Bladen his Attorney Complaines that the Said John Soaper the 27th day February Annoque Domini 1695: [1696] att Charles Towne within the Jurisdiction of this Court Stood Indebted unto the Said William Westrey in the Sume of two hundred and fifty two pounds of tobaccoe and an halfe as by a pertickeler Account thereof here in Court brought may more at Large Appeare And the Said John being Soe Indebted the Day yeare and place aforesaid did Assume upon himselfe and to the Said William Westrey did faithfully promise that he the Said John the aforesaid Sume of 252 lbs. of tobaccoe when he Should be thereunto Required unto the Said William Westrey he would well and truly Content and pay Nevertheless the Said John his promise and Assumption Soe as aforesaid made Little Regarding but minding and frudulently Intending him the Said William Westrey in this behalfe Craftily and Subtily to Deceive only fifty pounds of tobaccoe part of the Said Sume of 252 1/2 lbs. of tobaccoe unto the Said William Westrey afterwards the day and place aforesaid did pay but as to 202 lbs. of tobaccoe and an halfe residue of the Said Sume of 252 1/2 lbs. of tobaccoe unto the Said William Westrey Although often thereto Required (to witt) Afterwards the day and place aforesaid hath not paid but the Same to pay doth Still Denye and Refuse to the Damage of the Said William Westry 500 lbs. of tobaccoe and thereupon he brings this Suite etc.

William Bladen pro Querens Pledges etc. John Doe, Richard Roe.

John Soaper Debtor to William Westrey July 1695.

	lbs. tobaccoe
To two dayes worke att 30 per day 60	060
Feb. 27th	
To getting of hoopes and Setting up of two tunn 3 hogsheads of tobaccoe	
hogsheads att 70 per tunn	192 1/2
	252 1/2
per me William Westrey.	
Per Contra Credit for a Coopers Ax	050
	202 1/2
	ballance

The above Account in Common forme proved in open Court by the oath of William Westrey.

And the Said John Soper by William Stone his attorney Cometh and Defendeth the force and Injury and prayeth Lycence thereof to Imparle here untill next Court and it is granted unto him the Same day is given to the Said William Westrey etc.

Att which Said next Court (to witt) the 24th day of November Annoque Domini: 1696 Came as well the Said William Westrey as the Said John Soaper by their Attorneys aforesaid and the Said William Westrey prayeth that the Said John Soaper to his Decleration aforesaid may Answer etc. And the Said John Soaper by William Stone his Attorney Cometh and Defendeth the force and Injury when etc. And Saith that the Said John Soaper did not Assume in manner and forme as the plantif[fe] in his Decleration aforesaid doth Complaine and of this he puts himselfe upon the Court. William Stone

And the plantiffe Likewise. William Bladen.