Effect. ofs le Bon in forma & lex.

Signed Sealed & delivered in presence of.
Robert: Lewis
Peter: Dent.

his mark
Thomas ⊕ Millson ⊕ Seale
Thomas. T. Davis ⊕ Seale
his mark.

The Date of Bond being produced, it is not read. Notwithstanding the so Thomas Davis in propria persona did in Open Court Confess judgment for 21 Co: foot of Plank as declared for. White Shingle grants Order for writ of alias Executio.

George: Andrews Ptf.
Contra
Capt. Jn. Sayer Deft.

Somerset County ss//
Capt. Jn. Sayer Marriner was attached to answer unto George Andrews Marriner of a plea why he under him Seventeen pounds ten shillings — and whereupon the so George by Peter Dent his Attorney says that ye said Jn. the 10th day of August in the year of our Lord 1693. at Somerset within the Jurisdiction of this Court, was indebted to the said George Ketch. whereof the said Jn. Sawyer is Master & was by him the said Jn: Sawyer shipped at ye rate of two pounds ten shillings p month Commencing from the 10th day of Jany 169 2/3. to the 10th day of August 1693 which amounts to Seven months. And the said Jn. Sawyer to the said George Andrews in manner aforesd being indebted did promise upon him self and to the said George then & there faithfully promise that he the so Jn. for his said Seven Months Service at ye aforesd rate of two pounds ten shillings p month which amounts to the said Sum of Seventeen pounds ten shilling when requested would well & truly Content & pay. Nevertheless the so Jn. the so Sum of Seventeen pounds ten shillings to the said George hath not paid but hath hitherto refused, and doth still refuse to the damage of the said George of twenty five pounds Sterling & therefore he brings his Suit. &c.

Dent p Quo. Clerg &c. { Jn. Do- King. Ro- }

And the Deft p Sam Worthington his Attorney Comes & says, that whereas the Deft. having Shipped ye pltf George Andrews on board of the Katie Jersey to perform a voyage that was intended from England to England again, and thereupon did give him sufficient wages for the performance thereof, and did likewise expect that ye said George should have been Obedient to his said Masters lawfull Commands. but the aforesd George denying to perform what was his duty on board the aforesd Katie & deserting his Service aforesd, having rec of the deft seven pounds ten shillings & five pence for wages & that the Deft is more damnified by his wholl neglecting in ye Country for want of his labour, than he for want of his pretended wages, & brings this in Barr of the plaintiffs action & prays it may be enquired into by the Court. Worthington. —

And the Plt says he was lawfully discharged from the said Vessell. by the said Sayer where by the said Wages is due & puts him self on the Court also. Dent.

And the Deft. for Rejoynder in answer to ye plts replication saith that he was not duly discharged from his aforesd Service Worthington.

Dent —

Pleadings &c being read. and the Evidences Sworn. (viz) four for ye pltf & three for ye Deft. The Court having Considered the matter. Saith no Lawfull discharge given. & therefore finds no Cause of action. & therefore grants Order for Recd of Suit alias Executio.

Sam: Worthington appeared in the may nt. for Appellant & for Capt Sayer
Michael Holland for Geo: Andrews. —