

November Court 1762 188

Hereupon the said William Waters complained against the a^d William Tompson in the plea of in
form following Somersets^h Co. Late of Somersets county planter was attached to answer unto
William Waters of a plea of trespass upon the case &c. And whereupon the said William Waters
by Litt Dennis his Att^r complains that whereas the said William Tompson the twenty fifth day of
December Anno Domⁱ one thousand seven hundred and sixty at the county of Was indebted unto the
said William Waters in the sum of fifteen pounds current money for one pair of Water Loide mill stones
by the said William Waters to the said William Tompson before that time sold and delivered as by the account
thereof here into Court brought doth appear and so thereof indebted being in consideration thereof after
wards to wit the day and year a^d at the county upon himself did assume & to the said William Waters
then & there faithfully promise that he the said William Tompson the a^d sum of money to the said William
Waters when he should be thereto afterwards required he would pay and content Nevertheless the said William
Tompson his promise and assumption of the form a^d made not regarding the a^d sum of money unto the a^d
William Waters he hath not paid but he saith to him to pay hath refused and still doth refuse in the
the same to do afterwards to wit the thirtieth day of December in the year a^d at the county of and often since that
time by the said William Waters required to the damage of the said William Waters thirty pounds current money
and thereof he brings suit &c. Doe, & Vice plades &c.

December 25th 1760 William Tompson To one P of Water mill stones D 15.0.0 Wm Waters Sen^t

And the a^d William Tompson by his Attorney a^d comes and defends the force & Injury when & and prays
leave thereof to impart here until next court to be hold at princeps Ann Town the third tuesday of June
then next following and he hath it and the same day is given to the a^d William Waters here also &c

At which day here came as well the a^d William Waters as the a^d William Tompson by their
Attorneys a^d and hereupon the said William Tompson prays further leave thereof to impart here until
next court to be hold at princeps Ann Town the third tuesday of August then next following and he
hath it and the same day is given to the a^d William Waters here also &c.

At which day here came as well the a^d William Waters as the a^d William Tompson by their
Attorneys a^d and hereupon the said William Tompson prays further leave thereof to impart here until
next court to be held at princeps Ann Town the third tuesday of November then next following and he hath
it and the same day is given to the a^d William Waters here also &c.

At which day here came as well the a^d William Waters as the a^d William Tompson by their
Attorneys a^d and hereupon the said William Tompson as before defends the force and Injury when &c.
And saith that he cannot deny the action a^d of the a^d William Waters nor but that he did assume upon
himself in manner as the a^d William Waters above against him hath complained and as to the damage
of the same William Waters by him by occasion of the premises in that part sustained the same William
Tompson saith and acknowledgeth that the a^d William Waters hath sustained damages by occasion of the
premises beyond his costs and charges by him about his mill in that part opposed to fifteen pounds cur^t money
and not more and because the said William Waters denies not this but the same Allegation grants to be true
prays Judgment for these Damages above acknowledged together with his costs and charges a^d to him to be
adjudged &c.

Therefore by consent of the parties a^d it is considered that the a^d William Waters
recover against the a^d William Tompson his Damages a^d to the a^d Fifteen pounds by the a^d William Tompson
in form a^d acknowledged as also pounds of Tobacco for his costs and charges
a^d to the same William Waters at his request by the court now here of the a^d of the parties a^d Adjudged
which contain Damages in the whole amount to fifteen pounds cur^t Money and
528 pounds of Tobacco and the a^d William Tompson in Mercy &c

James Mills, John Eden, W. Stephen Lark Command was given unto the Sheriff of Somersets county that he should take Stephen
Lark late of Somersets county planter if he should be found in his Bailiwick and him should
safe keep so that he might have his body before the Justice of this Lordships county court of Somersets to be held at
princeps

Nov
princeps Ann Town
James Mills
Mills & Eden
John Eden
Stephen Lark
him it was
-on Gent. Att^r
the parties a^d
of August then
complaind ag
Somersets to w
Eden of a ple
John Eden
Anno Domⁱ
shillings & p
and so therof
a^d upon him
phon Lark w
would faithf
made not reg
not contente
with the day
to the dama
suit &c
1760 Mth Sep
June 16th
October 30th
1761 July 28th
Augth 8th
Error Excop
Eden deny