

Y<sup>e</sup>tt notwithstanding this to William the said Sutter of 7751 1/2  
poundes of Tobacco accordyng to his promise and Assumption and  
in his life-time nor the said Mary when told and underridid nor  
the said Amor and Mary to whom Letters of Adm<sup>n</sup>: of said intestate  
his Estate was committed nor either of them in their several capacities  
unto the said Simon they have not paid altho often demanded but  
the said Simon they have denied and refused to the damage of the  
said Simon seven thousand poundes of Tobacco and thereupon he  
bringyng this hit Hen: sey: vs: sey: vs: de: Richard

Amor Chadburn & Amor  
Adm<sup>n</sup>: of William Jones  
of Simon Wilmer — } Plea Debt of an higher Nature out which  
ought to be first satisfied Markling Debt.

And the Pet by Hen: sey: vs: his Attorneys maketh appear  
to this Court that the debt due from the said intestate his Estate and  
but in no measure thereto the said Judgment is awarded for the sum  
of 7751 1/2 of Tobacco

Therefore it is considered by this Court that the Pet Simon Wilmer  
doe recover from the said Defend<sup>t</sup>: Amor Chadburn and Mary  
his Debt in their capacities the Summe of seven thousand seven  
hundred fifty One poundes and halfe a pound of Tobacco

Simon Wilmer *Att*

Command was given to the Sherif of Kent County the 26<sup>th</sup> day  
of Month June Anno Dom<sup>o</sup> 1697 that he take Robert Dawson if he should be  
found in his Bailiwick and him to be kept so that he have his body  
before his Maj<sup>ty</sup>: Justices at the next Court to be as soon unto Richard Wallis  
of a plea of trespass upon the case

At which Court viz: the 22<sup>th</sup> day of June Anno Dom<sup>o</sup> 1697 the day of  
Returns of the writ came Capt Edward Sweatman Esq<sup>r</sup>: the Sheriff of the  
County and made Returns of Robert in these word viz: Copi Corpus et  
me Edw: Sweatman Sheriff

On which day came the said Defend<sup>t</sup>: by Richard Markling his Attorney  
and appeared and prayed thereto to be impar<sup>t</sup>: which was granted the same  
day as given to the Pet as above

And now heard at this day viz: the 25<sup>th</sup> day of August Anno Dom<sup>o</sup>  
1697 came the said Pet by William Homsey his Attorney as above  
the said Defend<sup>t</sup>: by Richard Markling his Attorney & said same judgment  
for the same