

Therefore it is considered by this Court that Pet Capt Edw: Sweatnam doe Recover from the said Defond<sup>t</sup> in their said<sup>d</sup> reparities or with the said summe of two thousand Eight hundred and Eighty pounds of Tobacco or all for the summe of two hundred and five pounds of Tobacco cost of suit

ll<sup>ts</sup> 140  
per<sup>son</sup> 55  
att<sup>or</sup> 100  
295

Simon Wilmer<sup>et</sup> al<sup>ts</sup>

Command was given the 26<sup>th</sup> Day of Mich<sup>o</sup> Anno Dom<sup>i</sup> 1697 unto the Sheriff of Kent County that he take James Smith if he should be found in his Bailiwick and him safe keepe so that he have his Body before his Maj<sup>ties</sup> Justices at the Next Court to answer unto Elis<sup>er</sup> and Thomas Courfey Esq<sup>rs</sup> of Coll<sup>o</sup> Henry Courfey of a plea of Debt

All which Court viz: the 2<sup>th</sup> Day of June Anno Dom<sup>i</sup> 1697 the day of Returne of sd writ came Capt Edward Sweatnam Sheriff Sheriff of sd County and made returne of sd writ in those wordes viz: Copi corpus off Edw: Sweatnam theft

On which day the sd Defond<sup>t</sup>: James Smith by Richard Marklin his Attorney appeared

And now heard at this day viz: the 25<sup>th</sup> Day of August Anno Dom<sup>i</sup> 1697 came on both the said Pet<sup>er</sup> & Thomas Courfey their Attornies as all for the sd Defond<sup>t</sup>: by Richard Marklin his Att<sup>or</sup> and the said cause pendens for Trial

Esq<sup>rs</sup> of Coll: Henry Courfey j<sup>st</sup>ts

James Smith Defond<sup>t</sup>: - } Just<sup>ice</sup> G: James Smith otherwise H  
in the Province of Maryland Count<sup>y</sup>: was summoned to answer unto } rather James Esq<sup>r</sup> of Galbet County  
Wiggboth Courfey and Thomas Courfey Esq<sup>rs</sup>: of the last will and Test<sup>am</sup>ent of Coll: Henry Courfey late of Galbet County Deced<sup>d</sup> of a plea to render them the full and just summe of four hundred pounds of good sound Marchable Tobacco in full satisfaction of the said Debt in said County which from them he unjustly doleth

And whereas the said Elis<sup>er</sup> and Thomas in their reparities by the said Thomas Courfey saith that whereas the said James on the 18<sup>th</sup> Day of August Anno 1697 in Kent County within the Juris<sup>dic</sup>tion of this Court by his certain Bill or Writing obligatory sealed w<sup>ith</sup> his