

3<sup>d</sup> Year 812

For that by reason of the manifest uncertainty and insufficiency in the Pet<sup>r</sup> declared the Def<sup>d</sup>: could not put in a certain plea and therefore praye Judgmt<sup>e</sup> &c

Which Reasons being argued and by the Court considered by said Demurrer and Reasons thereunto and by this Court Overruled

Sarah Daniel by  
M<sup>r</sup>: Gooder at  
Hugh Marsh } And the sd Def<sup>d</sup>: by Michael Darke his  
att<sup>y</sup>: for and defend<sup>r</sup>: the Honor and injury  
whon &c: and for Plea saith that the sd Pet<sup>r</sup> their Acc<sup>o</sup>ns<sup>o</sup>ns  
at the sd Def<sup>d</sup>: they ought not to stand and maintain for  
that the Def<sup>d</sup>: by protestation saith that at the time of the sd  
Pet<sup>r</sup> purchasing his Mas<sup>ty</sup> Court at the sd Def<sup>d</sup>: he the sd Def<sup>d</sup>  
was not indebted to the sd Pet<sup>r</sup> the sum of Ten Shillings  
pounds of Cobanor as in the sd Pet<sup>r</sup>: declaration is sett forth  
and of this he putteth himself upon the Country Carlo Def<sup>d</sup>:  
And Pet<sup>r</sup> also Honisey

Comma<sup>o</sup> was ther fore given to the sherrif of Kent County  
that he cause twelve good and Lawfull men of his Bailiwik  
to come before this Court to try the True Issue as above  
Jury are viz-

- |                            |                           |                |        |
|----------------------------|---------------------------|----------------|--------|
| Sam <sup>l</sup> Wallis    | Edw <sup>d</sup> Robinson | Thomas Head    | Jurors |
| M <sup>r</sup> : Nicholson | William Sigley            | John Hunter    |        |
| Robert White               | Robert Ingram             | Richard Masson |        |
| M <sup>r</sup> : Robinson  | Janot Conduway            | Peter Peterson |        |

Which Jury being duly sworn to try the True Issue and having  
the whole matter argued as well on behalfs of the Pet<sup>r</sup> as the Def<sup>d</sup>:  
the Court give them their charge who withdrew to consider  
on the promise and after some time did Return who being  
called over againe as aforesaid the Pet<sup>r</sup> and Def<sup>d</sup>: the Jurys  
did Returne that they find for the Pet<sup>r</sup> and so they said: all  
But the sd Def<sup>d</sup>: by his sd Attorney moves this Court in arrest  
of Judgmt<sup>e</sup> and praye until next Court for filing his Reason  
which is accordingly granted

Skinner etc