

Novem: Court 1701

The which Debt plea demurrer & rejoinder being read and by the Court heard & fully understood by Court with Judge for the said Plaintiff for Debt & cost awarded in this manner

Therefore it is considered by the Court that the said Plaintiff Charles Hollisworth Junr. recover from the said Defendant Joshua Sweetnam as well the sum of Seven hundred pounds of Debt. with also the sum of Three hundred forty five pounds of Debt cost of Suits of said Joshua in Money
In Dowdall & C

Command was given to the Sheriff of Kent County on 24 day of June Anno Domini 1701 that he take Thomas Tolly alias Ditus Thomas Tolly of Kent County planter of found in his Parish of St. James Tolly Tolly so that he have his Debt by the said Tolly Tolly at the next Court to be held for said County to answer unto Richard Tillingham of Capital that he render unto him the sum of Three hundred ninety five pounds of Debt. which he has received from him he unjustly detained for

The which next Court being an adjourned Court all actions were continued until the next Court following
At which next Court on 23 day of Sep: Anno Domini 1701 the day of the return of said writ according to adjournment came Elias King High Sheriff of said County made return thereof vizt. copy corpus
Elias King Sheriff

On which said Day the said Defendant by Michael Earle his Attorney appeared & prayed thereof to Imparls until the next Court which was granted unto him the same day was given the Plaintiff also
And now heard at this day vizt. on 28 day of Novem: Anno Domini 1701 came as well the said Defendant by his said Attorney as also the said Plaintiff by Joshua Sweetnam his Attorney and the said Cause standing for Trial the Plaintiff desired

Kent J. Thomas Tolly otherwise called Thomas Tolly of Kent County planter was summoned to answer unto Richard Tillingham of Capital that he render unto him the sum of Three hundred ninety five pounds of Debt. which he has received from him he unjustly detained

And whereas upon the said Richard Tillingham by Joshua Sweetnam his Attorney said that whereas the said Thomas on the fourth with day of Sep: in the year of our Lord God 1700 in said County within the jurisdiction of this Court by his certain bill or writings obligator sealed with his Seal at his own hand delivered and here into Court brought which date is the same day and year did bind himself his heirs Executors and assigns to pay unto the said Richard his heirs Executors and assigns the said sum of 395 of good Debt. in full and complete satisfaction of the County above said yet notwithstanding the said Thomas the said sum of 395 according to the tenor of the said bill unto the said Richard he hath not paid altho the Plaintiff demanded but the said to pay hath denied and refused to pay damage of the said Richard the sum of Seven hundred pounds of Debt.
Joshua Sweetnam of 9 pleading for the Plaintiff
Richard Tolly

And the said Defendant by Michael Earle his Attorney comes and confesses the said Defendant making no other defense neither by himself nor Attorney Judge is awarded for the said Debt & cost awarding