

Novem^r Court 1701

Att which next Court viz^t 25 day of Novem^r Anno Domⁱ 1701

That a Copie of ^{the} Dord. being sent along with ^{the} writt p^r served in due time according to act of Assembly in that Case made & provided - The said Defend^t Thomas Cook by Joshua Tossalham his atty appeared & ^{the} said Cause standing for Tryall & plaunt Dord^t Kent J^r Thomas Cook alias Datus Thomas Cook of Kent County plaunt^r was summoned to answer unto Edward Stobson of a plea that he render him ^{the} full & just summe of seven hundred eighty & two pounds of good sound Merchants = the safe Tod. & charge to containe ^{the} same which to him he oweth from him no unjustly & unlawfully

And where upon ^{the} said Edward Stobson by Richard Macklin his atty saith that whereas ^{the} said Thomas Cook & fourth Day of June anno Domⁱ 1701 at Kent County within ^{the} Jurisdiction of this Court by his certain bill or writing obligatory sealed with his his Seal at his Seal & delivered & here in Court brought whose date is ^{the} same day & yeare aff^r did send himselfe his heirs & assigns & said summe of seven hundred eighty & two pounds of good sound Merchants qualified as aff^r upon ^{the} then Dordling plauntion of ^{the} said Thomas Cook yet notwithstanding ^{the} said Thomas Cook & aff^r summe of 782 s^t according to ^{the} Ten^r of ^{the} same bill or writing obligatory unto ^{the} said Edward Stobson hath not paid altho off^r demanded but ^{the} same to pay hath denyed and refused & still doth deny & refuse & unjustly detaineth ^{the} Damage of ^{the} said Edward Stobson 1584 s^t like Tod. and thereupon he bringe this Suite Macklin p^r 9^r pleadyer to Richard

The which Dord. being read by ^{the} Court heard ^{the} said PLAINT by his said atty prayed that he might have Judg^t for his Dord & Cost of Suite and ^{the} said Defend^t neither in his proper person nor by his atty appearing Judg^t against him by Default

Therefore it is considered by ^{the} Court here viz^t 25 day of Novem^r Anno Domⁱ 1701 That ^{the} said PLAINT Edward Stobson doo recover from ^{the} said Defend^t Thomas Cook & will ^{the} summe of seven hundred eighty & two pounds of good sound Merchants also ^{the} summe three hundred & eight pounds of good sound Merchants Cost of Suite & ^{the} said Thomas Cook in Money

In Testam^t Command was given to ^{the} Coroner of Kent County 13 day of Jⁿ 1701
Elias King - That he take Elias King King of said County Court if found in his bailiwick & him safe keep^t soe that he have his body before his Maj^{ty} Justices at ^{the} next Court to be holdⁿ for said County to answer unto John Tossalham of a plea of trespass upon ^{the} Case
To ^{the} first of said writt ^{the} Coroner made noo returne Att which next Court viz^t 25 day of June Anno Domⁱ 1701 ^{the} Day of ^{the} returne of said second writt came Thomas Smith Coroner of said County & made returne thereof viz^t Capi corpus ^{for} Thomas Smith Cor^r