

March. Court. 1701

Items of a sum of and unto of Said Plaintiff. Faithfully promised that he of Said Thomas would well truly perform and keep him in the following manner... Said Thomas to be disposed of as aff. and also would well truly pay unto of Said Plaintiff... next returns for aff. Sums of fifteen pounds one shilling six pence... Said Plaintiff to of Said Thomas... Assumption not minding or regarding but plotting and fraudulently intending of Said Plaintiff in that behalf craftily & subtilly to receive & fraud of products of of Said Plaintiff of twenty four pounds six pence... Said Plaintiff according to his aff. of misassumption did and yet took away & pays all the often demanded... Said Plaintiff. Says damages and damages hath sustained to of value of thirty thousand or pounds of T. and thereupon he brings this Suit. Markin of J. D.

Pelo. 30. 1698. M. Thomas Tolley D. 1-15-11
Said and Delivered you in goods on 15-11-11
more sent you to be disposed off & delivered
you as by an Indenture you had - 1-23-11-11
more 2 p. of T. of 1-15-11
39-17-11

On which Said day viz. 27 Day of March among Court. 1701 came of Said Defendant Thomas Tolley & confessed judgment in his own person for of Said Sums of thirty nine pounds... London Shilling is Short. & cost of Suit.

Therefore it is Confessed by of Court here viz. 27 day of March among Court. 1701 that of Said Plaintiff Henry Brailey did recover from of Said Defendant Thomas Tolley as well of Sums of thirty nine pounds and London Shillings... as also of Sums of four hundred and two pounds of T. cost of Suit and of Said Thomas Tolley in Money.

Command was given to of Just. of Kent County 29 Day of Novem. among Court. 1700 that he take Thomas Tolley of Kent County Cont. & found in of Bailwick and him says keeps so that his by bonds have before his Majesty's Justices a Court to be held for our Said County of fourth Friday of Jan. next to answer unto Henry Brailey of a plea of trespass upon the which next Court viz. 28. day of Jan. among Court. 1700 being an adjourned Court all pleas were Cont. in of Carrons that of Confess to Custody until of 28. day of Jan. among Court 1700 of following. On which Said day viz. 28. day of Jan. among Court of Said County made returns thereof in these words viz. Copy Copy of Elias King high Just. of Said County. But of Said Plaintiff by Richard Markin his att. of mousse of Court that of Said Defendant Thomas Tolley may be committed into of Just. Custody & there to remain until he find in of Just. of Kent County did take into his Custody of Goods of Thomas Tolley and there to remain until the said of Just. & back to the action now depending between Henry Brailey Plaintiff and of Said Thomas Tolley Defendant. Fr. Dordal