

November last 1709

Brought up	396	8	7	12	3	16	11	18	30
27. To 100. shors. paster 39. 29. 49. 50. 45									
28. To 29. 29. 29. 29. 29. 29. 29. 29. 29. 29.									
To 29. 29. 29. 29. 29. 29. 29. 29. 29. 29.									
Carried up	491								

Walter Lodge
 Ralph Stouenfor
 And said Defond. by Richard Macklin his attorney comes and says that the said plaintiff's action against the said Defendant is not to be maintained because that the said Defendant says that the said plaintiff stands justly indebted to the said Defendant in a far larger sum than in the said Declaration mentioned viz. in the sum of one thousand & fifty pounds of £. as by an aut. thereof herunto annexed appears viz. hundred thirty three pounds of £. of which sum of one thousand & fifty pounds of £. the Defond. prays the Court to be Discounted out of the Debt in the said plaintiff's Debt. mentioned & therefore prays Judgment of action.

Walter Lodge
 Ralph Stouenfor
 And the said plaintiff by his att. for replication saith that the said plaintiff doth not stand indebted unto the said Defendant in the said sum of one thousand & fifty pounds of £. as in the said Defendant's plea is alleged and therefore from his action, aff. plaintiff ought not to be barred and the his prayer may be enquired of by the Court.

Macklin Defendant
 Issue Joined Macklin & Defendant.

But the said Defendant, Walter Lodge comes into Court & proues an aut. of the said plaintiff Ralph Stouenfor for the sum of one thousand & fifty pounds of £. And the said Defendant by his said att. prays the Court for a non suit which was accordingly granted unto him.

Therefore it is considered by the Court here viz. the 23. day of Novemb. Anno Dom. 1700 that the said Walter Lodge Defendant, as to the said action and thereof without day and it is likewise considered that the said Defendant doth recover from the said plaintiff Ralph Stouenfor as well the sum of fifty pounds for a non suit as also the sum of two hundred forty and nine pounds of £. of the said Ralph Stouenfor in money.

W. Dowdall

Command was given to the Sher. of Kent County the 26. day of June Anno Dom. 1700 that he take John Lee of said County if found in his bailiwick and him safe keep so that he have his body before his Majesty's Justices at the next Court to answer unto William Harris of a plea of Trover upon the att. which next Court viz. the 27. day of Aug. Anno Dom. 1700 the return of said writt came Elias King high Sher. of said County made return thereof in the following manner

The which cause being sent from Court to Court until this present Court of the said cause now standing for Tryall & claim. Doctard viz.

Kent Sh. John Lee of said County stands attached to answer unto William Harris of a plea of Trover upon the case

And whereupon the said William Harris by Richard Macklin his Attorney complains that whereas the said William in the year of our Lord one thousand six hundred ninety & nine at Worton parish within the jurisdiction of this Court at the special instance & request of the said John Lee of the County of Kent one hundred & thirty three pounds of £. and one hundred & thirty three pounds of £. as appears by an aut. thereof to this Court brought. In consideration thereof the said John Lee upon himself assumed then & there faithfully promised that he the said John Lee of the County of Kent should and lawfully should pay & truly pay & altho the said John Lee hath paid unto the said William Harris four hundred and eighty pounds of £. in part of the said sum of one thousand one hundred & thirty three pounds of £. as to the residue being seven hundred forty eight pounds of £. the said John Lee his promise and

Abumpt.