

13) until next Court to be held for the said County which was granted him, the same day was given the plaintiff also.

All which said next Court to wit the twenty seventh day of Janry Anno Domini one thousand seven hundred and one comes the said plaintiff in his proper person as afo and prayth that the defendant to his deed may answer But the Defendant altho: solemnly called comes not by himself or his Attorney to make defence to the deed afo. but makes default so that the plaintiff remains against the said defendant altogether undefended.

Which being by the Justice fully understood it is by them considered that the said Michael Carlo shall recover ag: the James Bevergee Defend: as well the sume of four and twenty hundred pounds of Tobacco the debt in the deed mentioned as also the sume of two hundred and fifty three ^{shillings} pounds of Tobacco costs of Suit and the Defendant in money &c.

John Hawkins
John Boyer
John Hollisworth
By Michael Carlo their Attorney
The said plaintiff Group in his Majties writ of Cap: ad Respondendum against the said Defend: which follows
Wm the third &c. To the Sher of Kent County greeting
we Comend you that you take John Hollisworth of Talbot County planter if he shall be found in yr. Bay which and him safe keep so that you have his body before the Justice of our County Court to be hold at our Court house on Chester river on the fourth Tuesday of November next to answer unto John Hawkins and John Boyer of a plea of Trespass upon the case hereof fails not &c.

All which said next Court to wit the twenty fifth day of Nov. anno Domini 1701 comes the said Sher. and made ret of his said writ endorsed Epi Capus, whereupon the said John Hollisworth defend: by Michael Carlo his attorney appeared and prayd leave hereof to misplead in the next Court which was granted him the same day was given &c.

All which said next Court to wit the twenty seventh day of Janry Anno Domini 1701 comes the said defend: by his attorney afo and prayth that, for as much as the said plaintiffs by their attorney afo hath not prosecuted the said writ with effect in filing a deed according to the rules of this court in such case provided, the said writ may abate &c.

Which being by the Court Enquired of and found to be true, and if dismissed being by them considered It is considered y: day and year afo that the said writ of the said plaintiffs do abate and that the said Defendant go there of without day And that the said Hollisworth recover ag: the Hawkins & Boyer the sume of two hundred and twenty eight pounds of Tobacco. By the Court here adjudged unto him for his costs and charges in this behalf paid out and expended

Charles Hollisworth Junr Isaac Cault ad det Isaac Cault of Kent County Inditor
Isaac Cault } was summoned to answer unto Charles Hollisworth Junr of a plea that he render unto him the full and just sume of eleven pounds for current money of England which to him he oweth and from him he unjustly detaineth &c.