

### August Court 1704

As for the same he should reasonably Deserve and the aforesaid Charles in fact saith that for the aforesaid Services Done Good Sold Delivered and accommodations being and tendance he doth reasonably Deserve to have of some of one thousand one hundred and fifty five pounds of Tobacco as by an act to this Debt annexed and here in Court brought, the same may appear yett nevertheless the aforesaid John his aforesaid promise of assumption notwithstanding and fraudulently intending him the said Charles in behalf craftily to Deceive and Defraud the aforesaid sum of 1555 lb according to his aforesaid promise and assumption unto the said Charles who often required hath not paid but the same to pay (both) and still doth deny and refuse to the Damage of said Charles 200 lb and thereupon he brings this Sute

Warrant of Writ

John Worth D<sup>r</sup> in 1702

- 203 Days work Getting of Cask 60
- 204 Days Striping & packing 70
- 203 bridle Reins & harness 60
- 209 bushels of wheat 45
- 20 washing of 2 families 200
- 20 1/2 weeks Dyett Lodging & maintenance 100
- Err. Exceptio ~~of~~ ~~the~~ ~~same~~ 1144

And here this Day to wit the twenty fifth Day of nov<sup>r</sup> anno Dni 1702 Comes the said Defend<sup>t</sup> by Edward Bonwick his atty and Defends the force and injury when he; and leave to jimple therunto until next Court and he hath it Granted him, the same same Day is Given the p<sup>ty</sup> ad loc at which said next Court to wit the twenty sixth Day of July anno Dni 1702 Comes the said p<sup>ty</sup> and the said Defend<sup>t</sup> appeared to the Court & thereupon this Cause was continued until next Court, and so continued from Court to Court until this present Court, to wit the twenty fourth Day of August anno Dni 1703 Comes (as well) the said p<sup>ty</sup> by his atty, as the said Defend<sup>t</sup> by his said atty who further Defends the force & injury when he; and for p<sup>ty</sup> saith

non assumpsit modo et forma et patris

And the p<sup>ty</sup> in like man<sup>er</sup> Bonwick & Defend<sup>t</sup>

Thereupon Comand was Given to the Sh<sup>er</sup> of West County that he sh<sup>al</sup> Cause to come here twelve by whom he sh<sup>al</sup> be to recognize because as well as who wither he w<sup>il</sup> make red of his said p<sup>ty</sup>, that he has here ready twelve sh<sup>il</sup> as by his said p<sup>re</sup>cept he was Comanded to wit, John Davis, John Hammen, Thom<sup>as</sup> Gouen alex<sup>ander</sup> Graves Darby Hearn, James Hallsen John Hughes, Arthur Miller, William Moore, Thos<sup>mas</sup> Jackson Richard M<sup>iller</sup> William Crow