

November Court 1703

Reason in Dam The p[er]son ought in his Debt to have sett forth the price of the goods in his Debt alleged to be taken to by the Debt

Which Debt plea to Debt being read & heard by the Court here to all the pleadings and allegations and allegations on both sides being say them Duely & naturally considered, the Dam of 1703 is approved to be good in law, and it is by the Court here considered, that the Day is with 1703 Day of November annuall 1703 that if the Honor Cook take nothing by his writt a 1703 but thereby is out Day, and it is likewise considered here by the Court the Day of year after that if the Edward the honor recover as the Court Cook as well as of fifty pounds of the 1703 as the Court of two hundred twenty nine pounds of the 1703 cost of suit laid out & expended

Gymley

Next County Jeremiah Miles adm of sale & singular the Goods & Chattels in Maryland Benjamin Dollen late of the Province of England Deceased stand attached to answer unto John Hatfield

And whereas the said John by Michael Earle his atty Complaines & saith that whereas in the year of our Lord Christ 1700 the said John became indebted unto him the said Benjamin in his life time of the sum of eleven hundred pounds of Tobacco and being so indebted, at the special instance & request of the said Jeremiah on the 14th Day of Aug anno Dni 1702 in the County of the jurisdiction of this Court which was admitted, that if he the said John would ever pay unto him the said Jeremiah the sum of three hundred pounds of Tobacco over and above the said sum of 1100 of Tobacco that should be considered thereof the said John himself he assumed & wrote of the said John faithfully promised that he the said John of the said sum of three hundred pounds of Tobacco to the said Benjamin to this Court annexed there in Court produced app[er] into the said John he would well & truly pay when thereunto afterwards required and the said John in fact saith that trusting to the said promises & assumption of the said John the said John he did ever pay unto the said John of the said sum of 300 of Tobacco and albeit the said John hath paid & satisfied unto the said John to pair of Gloves amounting to the sum of Sixty pounds of Tobacco yett nevertheless as to the residue of the said sum of Tobacco being two hundred & forty pounds of Tobacco according to his promise & assumption unto the said John he hath not paid or though often Demanded by the said John to pay he hath Denied & refused & still both Denied & refused & unjustly Detaine to the Damage of the said John 1100 of Tobacco & thereupon he bring this suit Earle per