

July Court 1703: 4

Who being elected tried & sworn to say truth in y^e oaths & oaths upon their oaths w^{ch} of y^e Jurij find for y^e Plaintiff, four pieces of Right being 15 lbs

Which being by y^e Court heard & understood it is by y^e Justice severally returned this 21st Day of July 1703. And y^e Justice recover ag^t y^e Defendant as well of sum of Righteous Justice about money of this Province as of sum of three hundred seventy & one pounds of tobacco (Cost of Suit & of Debt in Mercij &c)

John Davison The y^e 3rd Davison filed a bill of Complaint ag^t George Lumley The Ex^r of Jurij of Kent County Court (at y^e Court) Richard being Edward Gray late of said County (deceased) the said being filed upon y^e 24th Day of Aug^r 1703. The said Court was continued until next Court and it was continued pursuant to Court until this present when comes usual of y^e Court in his Court Examination as y^e y^e Plaintiff by Richard Mather his att^y who read his bill of Complaint viz

Wently Be it remembered of y^e 24th Day of Aug^r anno Domini 1703. Amante Court John Davison Chirurgion by Richard Mather his att^y and exhibited to her majesties Justices of Kent County Court. y^e said bill setting his certain bill of George Lumley Gent^l Ex^r of y^e Kent County Court who in y^e last will & testament of Edward Gray late of Kent County (deceased) here Plaintiff in his profession of a plea of trespass upon y^e Case as appears more at large by y^e Deeds filed in this Court, & an act of particular Shewments annexed.

And y^e y^e Debt in his Court in his proper person before y^e Justice Judge to y^e Plaintiff, if it is when a bill of y^e Plaintiff, state in y^e Court hands to pay y^e same, & y^e y^e Debt in his Court in his proper person if Judge be turned at him upon y^e same act. Which being by y^e Court heard it is by them considered if y^e Plaintiff recover ag^t y^e Debt in y^e Court as well of sum of 15 lbs in y^e Court of Debt in y^e Plaintiff's Deeds & bill specified as y^e sum of 100 lbs of tobacco alloweth for Cost of Suit

Thomas Head Tho^s Head who her majesties will 15 lbs in Hollinsworth of Kent County of a plea of Trespass upon y^e Case, hath not prosecuted his said writ neither filed any Deeds whereby to make appear his Cause upon

Therefore it is considered here by y^e Court this 21st Day of July anno Domini 1703 y^e y^e Thomas Head take nothing by his writ ag^t but be answerable and if y^e y^e Hollinsworth recover ag^t y^e y^e thereof without Day it is likewise considered if y^e y^e Hollinsworth recover ag^t y^e Thomas Head his Damages by occasion of y^e y^e to two hundred & fourteen pounds of tobacco for his cost & charges and quiet & expended according to y^e form of y^e statute & as a plea of sum of 100 lbs for a non suit according to act of y^e assembly