and ye sd pltiffs by their attys ass for repliation Saijeth yt they ought not to be barred from having their action ags sd because they Saij yt they ye sd Marijan Lob Did not Stand Indebted as they the sd Defts in their plea hath alledged & therefore prays Judgt for their Debt & Cost & Damages &c

Issue Joyned Markins ye

Such pleadings & allegations on both sides being this day Court heard & duly understood It is by ye Justices here Considered this Daij to wit this 25th Daij of of March anno Dni 1704 That ye Graves take nothing by his writt & and ye sd Whitehead goe thereof without Daij &c It is likewise Considered by ye Court (Quod Die & anno) yt ye sd Whitehead have & Recover against ye sd Graves as well Judgt for ye Ballance due to ye sd Whitehead over & above ye Sume of three pounds four pounds Shillings & two pence ½ the Ballance of ye act of a fifty pounds of Tobacco for any Imprisoning &c act of Assembly as ye Sume of two hundred thirty & four lbs his Cost & Charges in this behalfe laid out & Expended

Kent ss

Charles Hollinsworth by Richard Marklin his Attt ye Complaine
Edward Bonwicke Gent one of ye Attys of Kent County Court
here present in Court in his proper person for a plea of Trespass upon the
Case

and whereupon ye sd Charles by his sd Attt Complaines ye whereas ye sd Edward by his Certaine Obligation bearing Date ye nineteenth Daij of July anno Dni 1703 & now bound unto one Robt Hill of Cecil County in Maryland in ye Sume of Eleaven hundred ffot of good Tobacco to be paid by ye sd Robt Hill at or upon ye tenth Daij of October when Next following The sd Edward ye 29th Daij of June in ye yeare aforesd at Kent County in ye Jurisdiction of this Court in pursuance of ye sd Charles his Speciall Instance & request of ye sd Edward, did Assigne to ye sd Robt Hill ye Sume of 400 of ffot & take in ye Same Obligation from ye sd Robt Hill, upon himselfe & Joined & unto ye sd Charles then & there faithfully promised ye sd ye sd Edward the sd 400 of ffot when thereunto afterwards by ye sd Charles he should be required well & truely Satisfie & paij and although ye sd Charles upon hope of ye performance of ye sd ye sd promiss & Assumption of ye sd Edward hath Assigned unto ye sd Robt Hill ye sd Sume of 400 of ffot in ye sd Obligation Contained & ye Same Obligation hath taken in from ye sd Robt Hill yett notw Standing ye sd Edward his promiss and Assumption aforesd Little regarding but plotting Contriveing & Craftyly fully Designing ye sd Charles of his aforesd 400 of ffot Craftily & Subtilely to Deceive & Defraud ye sd ye sd Sume of 400 of ffot often Demanded according to his aforesd promiss & Assumption hath not paid but ye Same to him to paij hath Denijed & refused & ye Same to paij Still doth Denyes & refuse to ye Damage of ye sd Charles 1400 of ffot and thereupon he brings his suit Markin &c

And now here this Daij to wit ye 25th Daij of March Anno Dni 1703 The sd Deft being here in Court in his proper person, makes noe Defence to ye sd pltffs & Saijeth yt he Can not Gainesaij ye pltffs Accon & upon which Judgt is Granted

It is
vor a
one her
Kent
Charl
Gent
of
and
Richa
The
ye
for
ano
four
Put
and
Co
that
hund
twenty
Geo: Lun
&
Peter Ra
It is ord
to plea
ded as