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April Court 1702

to the said Plaintiff for the sum of Ten pounds as in said p<sup>ts</sup>  
Deed is set forth. But the said Defend: further by protestation says  
that the said obligation was sealed and delivered to said Plaintiff by  
said Defend: conditionally that is to say if said Plaintiff and  
certain Joseph Couch met according to an appointment made by  
said Plaintiff and said Defend: at the house of Edward Fry on Easter  
Dinner and there did by their strength skill and agility in wrestling  
or endeavouring to throw or throw down each other and that it should  
so happen that the said Plaintiff should overthrow or throw down fairly  
the said Couch three times according to the rules in such Tryalls used  
before the said Couch should throw the opposite party in like manner  
that then and in consideration thereof the said Defend: was to for-  
feit and pay the sum of ten pounds and that further the said  
Defend: in fact says that they the said Plaintiff and said Couch  
did not meet and likewise neither did the said Plaintiff ever throw  
or overthrow the said Couch three times according to the said wages  
or appointment of wrestling to wrestle and therefore the Plaintiff  
against the said Defend: has never ought not to have or maintain  
all which he is ready to prove and of this he puts himself upon the  
Country *Caro pro dco*

And the Plaintiff in manner Macklin says  
Wherupon Command is given the Sheriff of Kent County that he  
immediately cause to come before him the by whom he who  
neither party because as well he of which he precept the Sheriff  
makes ret. that he has here ready to do as by his precept  
he was commanded to wit Thomas Conington Wm Robinson  
Hovd Hyson Junr Haymer Junr Tylliard Richard Mason Charles Hollins-  
worth Samuel Tooy Robert Parks Robert Park Honr William  
Patrick Bryan who being elected Teyed and sworn to say  
truth in the premises and being having heard the pleadings  
and allegations on both sides do say upon their oaths and of  
the Jury find for the Defend:

Which being by the Court heard and understood His  
Honr considered this seventh day of April 1702 that the said Richard  
Morris takes nothing by his bill and put in money for his false  
Pamour and that as to the writ and the Alexander Graugh go  
thereof without day. And it is likewise considered by the Justice here  
the same day and year that the said Alexander Graugh recover  
ag: the said Richard Morris the sum of eight hundred and  
fifteen pounds of tobacco for his costs of suit in  
his behalf lay out and expended