

April Court 1702

Michael Earle & Henry Gynon and Mary his wife & of the last will & testament of Andrew Price also of Salbot County the Exors of Price Hands attached to Enforcement Michael Earle one of the attys of said County Court of Kent according to the liberties and privileges accustomed of a plea of Trespass upon the Case.

And whereas upon the said Michael in his proper person by in prosecution of the action aforesaid Complainant and Sayth that whereas the said Testat. in his life time to wit the year of our Lord God one thousand six hundred ninety eight; one thousand six hundred ninety nine and Anno 1700 in Salbot County and within the Jurisdiction of this Court at the special Instance and request of the said Testator and for the proper use and Service of him the said Testat. he the said Michael did severall times paid severall Sums of Tobacco and delivered severall Sums of Money into the said Testat. in his life time as by an Account herunto annexed and here in Court brought the same appears amounting in the whole to the Sum of one thousand three hundred ninety three pounds of Tobacco In Consideration whereof the said Testat. in his life time upon himself assumed and unto the said Michael said fully promised that he the said Testat. should send of thirteen hundred ninety three pounds of Tobacco into the said Michael he would well and truly pay when thereunto afterwards required yet notwithstanding the said Testat. in his life time he thirteen hundred ninety three lbs of Tobacco according to his promise and Assumption unto the said Michael he would not pay altho' often demanded for Neither did the said Mary when sole after the decease of the said Testat. pay the same altho' often required (and altho' Testat. in due form of Law committed the) Neither hath the said Henry and Mary nor either of them since their Inter-marriage paid the same altho' the same often required but the same to pay they and any of them have denied and refused and still doth deny and refuse and unjustly detain to the damage of the said Michael 2700 Tobacco And thereupon he brings this Suit. Earle in propria persona p[ro]p[ri]a p[ro]p[ri]a

1698:

M^r Andrew Price in his life time & etc
to the presenting an Account in West County Court for
to prise and the foreign Charge upon the same as in standing 151

(20)