James Ch: 1708

Whereas the Said James in his Life time to Wit upon the 10th day of May Anno Domini 1703 at Chester Ferry now in Said County within the Jurisdiction of this Court by his certaine note in Writing Obligatory Sealed with his Seale as his Act & Deed delivered Here in Court Brought to be sued date is the Same day & yeare did obliege himselfe to pay or cause to be paid unto the Said Plff the a fd Summe of £ 1 : 5 Current money as a fd Plff Notwithstanding the Said James in his Life time the a fd Summe of £ 1 : 5 according to the tenour of the Same note unto the Said Plff he did not pay nor the Said Mary Ex. Ca a fd when Sole after the death of the Said James did not pay the Same, Neither hath the Said John & Mary nor either of them Since there intermarriage paid the a fd Summe of £ 1 : 5 although often thereunto required but the Same to pay they & every of them have denyed & refused & still doth deny & refuse & unjustly detaine to the damage of the Said Plff 2 s to the money as a fd & thereupon he brings this Suite — Earle ffr Plaintiff { Pltff Rec. Rudd Lia. }

AND yt the a fd John & Mary in their a fd Capacities by Christopher Philipson their Attorney Come & Defend yt force & Injury wherein & prejudice of the Plff a fd note in Writeing obligatory &c: Philipson pro Deffts

AND the Said Deffts afterwards to answer unto the a fd Deed on Plff Sworn called come not nor would say any thing in barr or avoidance of the Same Deed by ye: the Said Plff may remaine against the Said Deffts without Defence = THEREFORE it is Considered by the Court here viz this Twenty fifth day of June Anno Domi 1708 that the Said Plff Thomas Price do recover against the Said John Price and Mary his wife late of James Wroth a fd the Deffts a fd in their Said Capacities the a fd Summe of One pound five Shill. Current money of this Province Debt as also the Summe of Two hundred & Twenty two and one half pounds of Tobacco costs by the Said Plff about his Suite in this behalfe expended and by the Ct here of his assent adjudged of the goods & chattels of the Said James in the hands of the Said Deffts Ex. of the Said James to be Administered And the Said Deffts in money

Jam: Smith Clk

Edward Rumney } J C
a } Cont.
William Morris }

Chris. Philipson } Dick Rew
of } Sheriff
Richd Mitchell }