June 8th 1708

Attached to answer unto Benjamin Way & Co of London Merchants of a plea of Trespass upon the Case

ALL to whom upon this Pred Benjamin & Co by Christopher Hudleston their Attorney Complains for that Whereas the a fd Robert Smith in his Life time viz upon the Twenty Sixth day of June the Date 1706 at a Certaine place then Called & known by the name of Chester Ferry in Kent County a fd within the Jurisdiction of this Court being then & there Justly Indebted unto the Said Benjamin & Co Thirty pounds Sterl for value then & there Rec. did Deliver unto a Certaine James Harris four Severall Bills of Exchange Rated & them bearing date the day & yeare above said & Subscribed w th the proper hand and name of the Said Robert & did direct to a Certaine Robert Dunckley March t In London the Tenor & Contents whereof are as follows viz By the first of the a fd four Bills of Exchange he did require the Said Robert Twenty days after Sight of that his first of Exchange his Second third and fourth of June date not paid, to pay unto Mr Benjamin Way & Comp a of London March t a fd or their ord the Sum of Thirty Pounds Sterling value received of James Harris a fd to make good payment & place to Acco of Robert Smith — above said — And by the Said Roberts Second Bill of Exchange he did require the Said Robert Dunckley Twenty days after Sight of that his Second of Exchange his first third & fourth of June date not paid, to pay unto Said Benjamin Way & Compa — of London Merchants or their ord the Said Sum of Thirty Pounds Sterling value received of Said James Harris to make good payment and place to Account of Robert Smith a fd — And by the Said Roberts Smyths third Bill of Exchange he did require the Said Robert Dunckley Twenty days after Sight of that his third of Exchange his first second & fourth of June date not paid to pay unto the Said Benja & Compa of London Merchants or their Ord the Said Sum of Thirty pounds Sterling value received of Said James Harris to make good payment and place to Acco of Said Robert Smith a fd And by the Said Roberts Dunckley Twenty Days after Sight of that his fourth of Exchange his first second & third of June date not paid, to pay unto Mr Benjamin Way & Compa of London Merchants or their Ord the Said Sum of Thirty pounds Sterling value Rec d of James Harris to make good payment and place to Account of Robert Smyth a fd And for better Securing of the Said Sume of Thirty pounds Sterling He the Said Roberts Smyth did upon himselfe a Sume Said unto the Said James for & in behalfe of Said Benjamin & Co — a fd faithfully then & there promise that if the Said Robert Dunckley should refuse to accept any one of the four bills of Exchange a fd and not make good payment thereof unto the Said Benjamin & Co — or their ord According to the tenor Content & Intended Effect of the Same Bill that then he the Said Robert when afterwards required would well & truly pay unto the Said Benjamin & Co or order of above said as well the a fd Sum of Thirty pounds Sterling as also all Costs & Damages that should Arise by Reason of the non Acceptance & non payment thereof And the Said Benjamin & Co do further in fact say that upon the Sixteenth day of January 1706 att ye request of them the Said Mr Benj a Way & Co of London Merch t a Certaine Wm Sedley Notary Publick Admitted & Sworn Dwelling in London did Exhibit the Original (or first) Bill of Exchange a fd

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