August Court 1708

Complaine and Saith that Whereas the said Edward the 20th Day of August Anno Domi 1706 at St Pauls parrish in the County aforesd within the Jurisdiction of this Court was possest of Certaine writings Viz a Certaine Transcript of a Record from Westmorland County Court in Virginia Signed by the Clarke of Said County Court & attested by a Notary publick, purporting the Conviction of a Certaine William Harris of Forgery & being Bonded into the Sessions two hundred pounds for ye Same, And likewise then and there was possest of a Certaine discharge Signed w.th ye proper hand of Saml Harris and by him made to ye aforesd Edward for ye Sum of Fourty three pounds Seaven Shillings and Eight pence. Viz. Also likewise of an Acc.t of Money w.ch John Talbot drew up against and delivered to the Said Edward Dalhurst for about ye Sum of Seven pounds Viz. And so being thus possest the writings aforesd ye Said Edward out of his hands and possession Casually Left w.ch writings afterwards, to wit, the 29 day of Jany in the year & place aforesd by finding came to the hands and possession of the aforesd Wm Harris Wherefore ye aforesd William Knowing the writings aforesd to be ye proper writings of ye sd Edward & to him of right to be Long and appertaine, And Wilfully & deceitfully intending him the Said Edward of the Said writings Fraudulently & Subtilly to deceive & defraud the writings aforesd to the Said Edward (this he did to do) ye sd Wm Harris ye 29 day of Jany in the year and place aforesd was thereunto Required & hath not delivered but the sd writings afterwards, to wit, the Same day year & place last mentioned to his own proper use Converted & disposed to the damage of the sd Edward fifty pounds Viz. And thereupon he brings this Suit &c. Wintter & Dad pledges &c John Doe & Richd Roe And pray that the Said Deft to the Said may Answer

AND the aforesd William by Thos Philipson his Atty Comes & defends the force & Injury when &c. - and for plea Saith that he is not guilty of the premisses in manner & form as by the Said Edward in his Decl alledged against him And of this he putts himselfe upon the Country. Philipson Atty for Deft

AND the Said Edward to Joyne in issue w.th the sd William maketh default nor Saith any thing by way of Replication to the Same but is willing to suffer a non Suite. WHEREFORE IT IS ADJUDGED by the Court here this Twenty Sixth day of August Anno Dom 1708 that the Said Edward Dalhurst take nothing by his writt & Declaration aforesd but for his false Clamor he and his pledges of prosecuting be in Mercy and that the Said William Harris goe thereof without Day &c. and also that the Said William Harris Doe Recover against the Said Edward Dalhurst the Sume of One hundred and Eighty six pounds of Tobacco by the Court adjudged him for his Costs and Charges about his defence in this behalfe Laid out & expended according to the form of the Statute &c

Satis Smith Ck