August Court 1708

And pray that the Deft to this Decl may Answer

And ye afsd James by Christopher Philipson his Atty Comes & Defends the Force and Injury wn: &c and prays oyer of the Said Noate or ord Drawn upon the Said John Pall for the Said Sume of thirteene hundred & Seventeen pounds of Tobacco &c Philipson pro Defte

But the Said James afterwards in his proper person cometh into Court & Saith that he cannot gainsay ye Accon afsd of him the Said Otho Ottorson nor but that the noate above mentioned is his act & Deed & that he owesth unto the Said Otho Ottorson the afsd Sume of thirteene hundred & Seventeen pounds of Tobacco and Confesseth Judgment for the Same Soe that Execution of the Same cease untill the tenth day of November next to which the Said pltff consents Therefore it is Considered by the Court here Viz: this Twenty Sixth Day of August Anno Domi 1708 that the Said Otho Ottorson Doe Recover against the Said James Wessells the afsd Sume of thirteene hundred & Seventeene pounds of Tobacco Damages and alsoe the Sume of Foe hundred twenty-nine pounds of Tobacco Costs by the Said Otho about his Suite in this behalfe expended & by the Court here of his assent adjudged & the Said James in Mercy But that Execution thereof cease as aboue said

Jam: Smith Clk

Tho Howell
at
John Affonall

F. C. agreed
for Philipson

Chiff Boorin
at
Thomas Pell

Commanded it was to ye Shrff of Kent County the Twenty Sixth day of March in the Twaventh year of the Reigne of Our noble Majestie Anne &c that he take Thomas Pell of Kent County a ffr planter if he shall be found in his Baylwick & him safe keepe So that ye have his Body before her Said Majestie Justices at the next Court to be held at the Court house at the Town & Port of Chester in Said County to Answer unto Elizabeth Brown of Said County Widow of a plea of Trespass upon the Case and that he have then & there the Said Writt &c Attested Said next Court Viz: the Twenty Second Day of June in the yeare afsd ye day of the returne of Said Writt Came Edward Scott high Shrff of Said County & made returne thereof in these words thereon Indorsed Viz: Cepi Corpus &c me Edwd Scott Shrff

And the Said Deft being Called Cornell and the Said pltff by Christopher Philipson her attorney moves the Court here that the Said Thomas may give Speciall bayle to the Said Action of her the Said Elizabeth: Ordered by the Court here that the Said Thomas Pell the Deft give Speciall bayle to the Action afsd against him and likewise that Edward Scott high Shrff of Said County keepe the Said Thomas in Safe Custody

until