

Wm. Tolt  
 at  
 Anthony Knowlman & the  
 And the aforesaid by his Attorney aforesaid saith that the plea aforesaid of said Anthony &c. in manner & form above written as now pleaded & matter therein contained is not sufficient in Law to Debar the said William from his Action aforesaid because he saith that according to Law and due order of pleading no Plea of this nature of Deft's Plea viz in abatement can or ought to be plead'd after a Plea returned by the Sheriff. Appearance of Defts both in person and by their Attorney and in Parliament Gen: to the next Court by them prayd and by the last Court granted and according to Law duly in open Court as usually Customed and Record as by the Records of the said Court now present may certainly appear. And that such manner of pleading is altogether a furd non sense, preposterous and voyd and thus the aforesaid Deft is ready to verify wherefore he prays Judgment if the aforesaid Deft for this the Defts Imphite Confession of the fact in giving no Direct Answer to the Plea said: as by Law they ought to have done may have his Damages as Declared for to him to be attested to and Judgment for the same &c.

Hunter pro Deft

Anthony Knowlman  
 at  
 Wm. Tolt  
 And the aforesaid Deft by his aforesaid Attorney for Rejoinder saith that he hath in his plea already sufficient Matter in Law the aforesaid William from having his Action aforesaid against him ought to be barred which the aforesaid Deft is ready to verify which said Matter the aforesaid William hath not gain sayed nor to the same hath any ways Answered or Repleg'd but the truth thereof hath altogether refused to admit whereupon he prays Judgment and that the aforesaid William from having his Action aforesaid against him may be Debarred &c.

Hunter pro Deft

And now here all and singular matters aforesaid being read and heard and by the Court here fully understood and mature Deliberation being thereupon had and taken it is considered by the Court that the plea of the aforesaid Deft in manner aforesaid pleaded is not sufficient in Law. . . on which the Court ordered that a writ be awarded to the Sher of this County to Inquire into the Damages of the premises aforesaid by the Oaths of Twelve men &c. to be Returnable at the next Court

At which next Court viz this twenty seventh Day of November in the year aforesaid came the parties aforesaid by their aforesaid Attorneys and the writ for Inquiry of Damages with the Return to the aforesaid Writ which is read as followe  
 Vers: . . .

Wm. Tolt  
 at  
 Anthony Knowlman & the  
 I Comanded It was to the Sheriff of Kent County the twenty fourth Day of September in the Sixth year of her most Majesties Queens &c. Whereas