

March 1707

from the full & Just Sum of Six thousand nine hundred eighty six pounds of good  
Sound Merchantable leaf Tobacco in caske to containe the same w<sup>ch</sup> to him he oweth  
& from him unjustly detaineth &c that he have them there the said White &c

All which was & viz the 27 day of July in the year afo<sup>r</sup> being an adjourned  
C<sup>t</sup> and all precepts where continued in the Coroners and Sheriff Custody until the  
23 day of March following

On which said day viz the twenty third day of March in the year afo<sup>r</sup> Com<sup>r</sup>  
Edward Scott Esq<sup>r</sup> Sheriff of said County & made returns thereof in these words -  
thereon Endorsed viz

AND a Declaration being filed when said White issued forth and copy thereof  
brood therew<sup>ch</sup> according to Act of Assembly in that case made; w<sup>ch</sup> is as followe<sup>th</sup>  
-oll<sup>th</sup> viz

Kent County - in Maryland -  
vs. John Frogett of Kent County in the Province afo<sup>r</sup> Carpenter -  
otherwise called John Frogett of Kent County Carpenter was  
sumoned to answer unto Nathaniel Hyson of the same County  
of a plea that he render unto him the full & Just Sum of Six thou-  
-said nine hundred eighty six pounds of good Sound Merchantable leaf  
Tobacco in caske w<sup>ch</sup> to him he oweth & from him unjustly detaineth  
-oll<sup>th</sup>

and whereupon the said Nathaniel by John Wellinger his atty<sup>r</sup> saith that  
whereas the said John Frogett on the thirtieth day of November in the year of our  
Lord Christ one thousand seven hundred and seven in Kent County afo<sup>r</sup> within the  
Jurisdiction of this C<sup>t</sup> by his certain bill or writing obligatory sealed w<sup>th</sup> his Seal as  
his Act & deed delivered and here in C<sup>t</sup> produced whose date is the same day & year  
afo<sup>r</sup> did bind himself his heirs Executors & Administrators to pay unto the afo<sup>r</sup>  
Nathaniel to his heirs Executors Administrators or assigns the above said Sum  
of Six thousand nine hundred eighty six pounds of Tobacco qualified as above said concerning  
in said County yett never theless the said John Frogett altho often required &c of afo<sup>r</sup> Sum  
of Six thousand nine hundred eighty six pounds of Tobacco according to the tenour of  
said Bill unto the said Nathaniel hath not paid but the same to pay unto the said  
Nathaniel he the said John Frogett hitherto hath denyed & gain sayd and as yett doth  
deny and gain say to the damage of the said Nathaniel nine thousand pound of  
Tobacco and thereof he brings suite &c

AND now here at the said C<sup>t</sup> viz this twenty fifth day of March Anno Dom<sup>i</sup>  
1708 cometh the afo<sup>r</sup> Nathaniel by his afo<sup>r</sup> atty<sup>r</sup> and offereth himselfe against the said  
John in the plea afo<sup>r</sup> and the said John being solemnly called likewise cometh

whereupon the said Nathaniel by his afo<sup>r</sup> atty<sup>r</sup> moveth the C<sup>t</sup> that the  
said