

June 1708

Whereupon Command was given by Sher of Kent County that he immediately cause to come here Twelve by whom he is relogured because as well he and the Sher makes return that he has here ready Twelve as for his receipt it was Commanded viz Josiah Couch George Coffer Peter Moray William Reading William Edwards John Griffin Philip Davis Robt Jarman Thomas Jones Rudid Davis Edward Ailes Samuel Tovey which Jury being duly sworn to try the Issue Joyued & having heard the whole matter & allegation on both sides the Court giveth them their charge who will draw to Consider on the premises & after some time doe againe Returne to the barre and being called over as at for the Attor and Defor being demanded whether they finde for the Attor the Defor doe say we of the Jury finde for the Defendants and by Josiah Couch their foreman as for say

Whereupon the said Defor by his attor moves the Court for Judgment on the verdict as for it is to him granted Therefore it is considered by the Court here that the said John Ellis take nothing by his Writhe Deed but that for his false plaint he and his pledges of prosecuting be in mercy & that the said Philip Renard doe recover against the said John Ellis of Summe of fifty pounds of Tobacco for his non suite & also the Summe of eight hundred and four pounds of Tobacco costs by the said Philip Renard about his defence in this behalfe expended by the Court here of his assent & judged and that the said Philip have ther execution

Jam: Smith Clerk

Upon motion of Mr Michael Carle one of the attys of this Court that a Writ might be Returnable immediately at the Suite of Mr Edward Bathurst against Renewals Smith & Anthony Joy Esrs of Robt Smith Esq of Plea Covenants

Ordered by the Court here that the Court immediately make out a Writ against Renewals Smith & Anthony Joy Esrs of Robert Smith Esq of Plea Covenants

Edward Bathurst Plaintiff to this Indenture made return Capi Copus at p^{re} Edw Scott Sher

Ren Smith & Anth Joy Esrs Re Smith Esq AND the said Defor being solemnly called came and by Richard Humberstone attly appted and prayed to be by thereof to impart to them was granted the same day was given the pt likewise