

June 1708

some Merit as by one of particulars hereto annexed may more certainly appear did upon himselfe a summe of three Twenty Shill & four pence Sterl when therunto required would well & faithfully pay Content - Never the less the said William his promise & assumption a first not regarding but contriving & fraudulently intending from the said Roberts in that behalfe Casually & Subtly to receive & so fraud the said sum of Three & Twenty Shill & four pence Sterl unto the said Roberts he hath not paid altho the same lodged upon the fift day of June Anno Dom 1707 at Kent County a first within of Jurisdiction a first & since by the said Roberts he hath been required but of June to him to pay hath denyed & as yett doth deny & gainsay Whereupon he sayth he is wayer hath Damage to y value of Two pound Six Shill & eight pence Sterl And of the he brings Suite to

Phillipson pro Quod Regi & Quod Deo

March William Comegus

~~1708~~ To the Remannder of a Saddle

To carriage of a plow Shear and Soller & my trouble of buying } 0-3-0  
To carriage & trouble of buying of a Saddle 0-3-0  
To malling 400 ralles 0-8-4  
Total 1-3-4

Arrested by me Robert Roberts

AND the said Deft by Michael Earle his attly comes & defends of force & injury when the said plea is made that the said Deft is not liable to the said Deft - he ought not to have maintenance for that he hath paid & satisfied unto the said Deft of whole of the said sum of 10 of the said declaration & unles and if they be put themselves upon the Country Earle of Deft

AND of a first Robert by his attly in Repliation sayth that the plea a first of him of the said William and matters therein contained is not sufficient in Law for the said William to Debarre of said Roberts from his action a first and that he to that plea in main & form a first made & pleaded hath not need nor by the Law of the Land is obliged to answe hereunto and this he is ready to vorse Wherefore for want of a sufficient Plea the said Robert prays Judgment & his Damages a first to him to be allowed the

1<sup>st</sup> Why Plea ought to be a direct answe to the Deft not to be pleaded by way of argument but this is not direct  
2<sup>d</sup> Why Plea ought to have a proper Conclusion but this is a monstrous measure with out proper Conclusion annexed and this the said Robert is ready to vorse as above Wherefore for the said Reasons the said Robert prays Judgment - Phillipson pro Quod

Demurrer Joyned Earle of Deft and