

June 25<sup>th</sup>

by Sarah the Said Thomas his wife upon a Certificate Charles Hollisworth is the then  
and there accepted and a few words paid w<sup>ch</sup> this Deft is ready to Vow for Wherefore  
the pray Judgment if the a<sup>ft</sup> Robert to his Sureties a<sup>ft</sup> said ought to have the

Phillipson pro Defto

AND the Said Deft by three a<sup>ft</sup> said Attys for Repliation Saith that for any  
matt: or thing before alledged by the Said Deft to the Deft ought not to be debarred from  
maintaining their writ of Sureties a<sup>ft</sup> for that the Said Deft by protestation say that  
they nor either of them nor did give any power or Authority unto the Said Robert Smith  
to Receive or collect the Said Sum of Three Thousand five hundred pounds of Tobacco w<sup>ch</sup>  
the Said hundred & four pounds of Tobacco cost of Sutes in the Said writ of Sureties  
express neither did the Said Charles Hollisworth pay unto the Said Robert Smith the a<sup>ft</sup>  
Sum of Tobacco upon the Rec<sup>d</sup> of the Said Thomas in ord to pay unto the Said Deft the  
a<sup>ft</sup> said Debt to the Deft and therefore they pray Judgment upon the a<sup>ft</sup> writ of Sure-  
ties together with their Cost by this Court to be adged Earle of Guil

AND the a<sup>ft</sup> Deft by his a<sup>ft</sup> Attys for Repliation Saith that they the Said  
Deft did give a power or Authority by Deed in Law unto the Said Robert Smith to Receive  
or Collect of a<sup>ft</sup> said Sum as by the Said Deft in his plea a<sup>ft</sup> said is set forth and  
that he prays may be Enquired of by the Country Phillipson pro Defto

AND the Deft in like manner Earle of Guil

Thereupon

Command was given to the Sher of Kent County that  
he immediately cause to come here Twelve M<sup>en</sup> by whom he to recognize he because  
as well as the Sher make returne that he has here ready Twelve M<sup>en</sup> as follows  
it was Comanded viz Abraham Redgrave Philip Dugan Arthur Miller Samuel  
Parle William Hopkin Joseph Sidmore Simon Williams Daniel Pearce George  
Tindus Francis Barney Robert Gibson Philip Davis a<sup>ft</sup> Jury being duly sworn to try  
the Issue Joyntly having heard the whole matter & allegations on both sides the Court  
with them the re<sup>st</sup> Charges who withdrew to confide on thea Premp<sup>ts</sup> After  
Some time doo againe returne to the Barr and being called over & being demanded  
whether they finde for the Deft or Deft doo say we of the Jury find for the  
Plaintiff and by Abraham Redgrave therefore man a<sup>ft</sup> say Whereupon the  
Said Deft by their a<sup>ft</sup> Attys moves the Co<sup>rt</sup> for Judgment on the Verdict a<sup>ft</sup> it is  
to them granted. Therefore it is Considered by the Co<sup>rt</sup> that  
viz this Twenty fifth day of June in the Seventh year of the Reigne of her  
Majesty Anne the Second Dam<sup>ns</sup> 1708 that the Said Robert Cole Docty his wife  
the a<sup>ft</sup> of Walter Smith a<sup>ft</sup> for the a<sup>ft</sup> Sum of Three Thousand five hundred  
pounds of Tobacco Debt and Two hundred and four pounds of Tobacco cost in the whole  
amounting to the Sum of Three thousand Seven hundred and four pounds of Tobacco  
and also the Sum of Seven hundred and Seventeen pounds of Tobacco cost by  
the