

refuse to Admitt of that avowment as formerly they pray Judgment and that if s^d p^t. may
be barred from having his Action against them and of this he puts himselfe on
of Court Fran Cooke

The promises a^d being read & argued and matured deliberation being by Court
thereupon taken and being willing to be further advised of same Cause by the
Court Continued untill next Court Incourse

At which said next Court viz. this Second Day of June Annoque Domini
one Thousand seven hundred and fourteen the same Cause Standing for tryall
came the said p^t by Thomas Bowne his attly and the said Deft by Francis
Cooke his attorney. And the a^d plea & Demurr being Agreed Good and this
Court being fully advised The said plea is adjudged to be insufficient in Law
to hinder of said p^t from maintaining his Action a^d and that the Demurr.
a^d is good in Law. Therefore it is Considered by the Court here viz. this
Second Day of June Annoque Domini one Thousand seven hundred and
fourteen That the said p^t Thomas Manumara recover against the said Deft.
David Young as well the a^d Summe of Three Thousand two hundred pounds of
Tobacco Damages by the said p^t on Acc^t. of of said Mary Pope her not perform-
ing her promise and Assumption a^d Sustained and also the Summe of five hundred
& four pounds of Tobacco Est. by the said p^t about his Suite in this behalfe.
Expended and by the Court here of his a^d about adjudged against the goods and
Chattells of the said Mary Pope in the hands of the said David to be Administred
and of said Deft in money a^d

AND the said p^t Com^{rs} into Court by his a^d attly and Jurts that the Costs
above^d amounting to the Summe of five hundred & four pounds of Tobacco
he doth Release the said Deft therefrom —

Jam Smith C^l

Her Maj^{ty} & J^{ts} Hall } This being an Action of Debt for the Summe of Two
} Thousand pounds of Tobacco Standing on the Tryal.
} Dockett But the p^t Doth make Default and
} Doth not prosecute the same Therefore it is —
} ordered by the Court here That the said Deft go thero^d without Day and
} that if p^t take nothing by there writ a^d