

March Court 1714/15

Bayle after which it is represented that the plt. is not an Inhabitant in this County and if should be non suited in y<sup>e</sup> afo<sup>r</sup> a<sup>u</sup>tion the Def<sup>t</sup> may not Condemnably recover his Cost: ordered by this Court that the afo<sup>r</sup> plt. give Security that if the Def<sup>t</sup> should non suite him that the Cost be paid in this County. after which comes into Court Thomas Barrow of said County and doth undertake y<sup>e</sup> payment of all Cost the Def<sup>t</sup> shall be put to in defending y<sup>e</sup> afo<sup>r</sup> a<sup>u</sup>tion if in Case the plt. should be Cast in the Same and the plt. shall not pay it him selfe

and rule is given to the afo<sup>r</sup> Def<sup>t</sup> to plead in two or four hours to the above a<sup>u</sup>tion

after which the said Def<sup>t</sup> being solemnly called came not nor did any person in his behalfe put in a plea to the afo<sup>r</sup> a<sup>u</sup>tion. but made default by which the said plt. may still remain against the said Def<sup>t</sup> wholly undefended and the afo<sup>r</sup> plt. by his afo<sup>r</sup> Atty. prays that Judgment may be entered. Therefore it is considered by this Court here by this seventh day of April Annoq<sup>ue</sup> Domini one thousand seven hundred and fifteen that the said plt. John Jobson recover against the said Def<sup>t</sup> John Ward as well the Summe of two thousand pounds of Tobacco Debt as also the Summe of four hundred and eighteen pounds of Tobacco Cost by the said plt. about his Suite in this behalfe expended and by the Court here of his afo<sup>r</sup> a<sup>u</sup>tion adjudged and the said Def<sup>t</sup> to be taken into Custody

John Smith the

John Jobson } This being an a<sup>u</sup>tion of Debt for the Summe of two thousand pounds of Tobacco the Same writ was returned and as sett. in Capi Ergo p<sup>er</sup> W<sup>m</sup> Frisby Th<sup>er</sup>. John Horcy } and the said plt. sent an note wheroin it was required that the afo<sup>r</sup> a<sup>u</sup>tion might be entered agreed the Same being agreed between them The Same a<sup>u</sup>tion agreed and that all proceedings therein Case &c