

March Court 1716

Parish in Kent County afo within the Jurisdiction of this Court by his certain Bill obligatory which the Said Swain sealed with his Seal and as his deed delivered here in Court brought of date whereof is the same day. Repair afo bound himself to pay to be paid unto of afo Samuel the afo Twelve hundred thirty and four pounds of good sound clean Marchantable leaf Tobacco in Cash to Content of Same of the afo Value of five pounds and three Shillings Sterling money when there is demanded yet the afo Swain the afo twelve hundred thirty & four pounds of Tobacco to the afo Samuel altho on the first day of forty ni of year afo he was at of parish in of County and Jurisdiction afo thereto demanded hath not rendered but that to render the Said Swain hitherto hath denied and yet denyes & unjustly detains to of damage of the Said Samuel Ten pounds Sterling money and thereupon he brings Sute to the Hon^{ble} of Quod p^{ro} John Doe

and the Said Deft being called came and the Said p^{ro} by his afo attorney pray that the Said Deft might give Special bail to the afo Quon which is granted:

after which M^r. John March of Said County comes into Court and acknowledges himself as Special bail in the above Quon and doth undertake for the Said Deft the payment of the Debt afo and Cost thereon accruing if in case the afo p^{ro} shall obtain Judgment against the Said Deft in the Said Quon of Debt and the Deft the Condemnation afo shall not satisfy nor himself to the Custody of the Sheriff of Said County deliver or that the afo M^r. John March the body of the Said Deft shall not render to

after which the Said Deft in his proper person appears to Said Quon and saith that he cannot gateway the Quon afo of him the Said p^{ro} nor but that the writing obligatory afo doth mentioned is his act and deed and that he oweth unto the Said p^{ro} as above mentioned and is willing that Judgment should be entered for the Same and Cost accruing. Therefore it is considered by the Court

here by. This Twentieth Second day of March Anno Domini one thousand Seven hundred and sixteen That the afo p^{ro} Samuel Philips do recover against the Said Deft Swain Swainson as well the afo Same of Twelve hundred and thirty four pounds of Tobacco Debt as also the Same of Three hundred and five pounds of Tobacco Cash by of p^{ro} at his Sute in this behalf expended and by the Court here of his about adjudge the Deft in money