

March Court 1716

from the said Deft given on behalf of the said plt to stand & be prosecuted ought not because the said Deft saith the Verdict above against the said Deft in behalf of the plt & the matter in y^e same Contained is insufficient in Law to cause or give Judgment thereupon therefore he prays Judgment and that the said Verdict be quashed and held for naught &c. And for cause shews that the Consideration in the plt above Deed is insufficient to ground a promise on & to charge the Deft therewith & y^e that there is no place of residence mentioned in y^e Special Assumpsit
 3^d y^e that there is no place mentioned where the Accomodations were found which is manifest Error with many more in the Record
 v^o Johnson & Deft — Wh^o reasons a^d being read and Argued and mature deliberation being by the Court thereupon taken do adjudge the reasons as a^d pleaded not good and sufficient in Law to stay or delay Judgment thereupon Therefore it is Considered by the Court here by this Twenty Second day of March Anno Domini One Thousand Seven hundred and Sixteen That the a^d plt Owen Magraws Recover against the said Deft James Mook as well the sum of Twelve hundred pounds of Tobacco Damages by the jury a^d a^d a^d on Acc^t of the said Deft his not performing his promise and assumption a^d and also the sum of Six hundred fifty one pounds of Tobacco Cost by the said plt about six sute in this behalfe laid out and expended and by the Court here of his assent adjudged and the said Deft in incryple

Jan Smith

Court adjourns an hour

- Arguements
- Ed Edward Scott
- Mr. William Conroy
- Mr. Mich. Miller
- Mr. Henry Case Jr
- Mr. John March
- Mr. Sam. Wilkes

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Com. M. P. G. J. W.

Philip Davis appointed over sear of the Road from the Court House