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March Court 1716
The Deft in pleading above alleged from having and maintaining the
action as because by protestation there was not of any promise made by
the said ptt for plea saith he did not assume to release or acquit the
said Deft of and from the payment of the said seven hundred pounds of
Tobacco in the said Declaration mentioned in manner and form as
by the said Deft above pleaded and this he prays may be inquired
by the Country & Crown & Dued. And the Deft in like
manner Johnson & Deft

Command was therefore given to the Sheriff of Kent County that
he immediately cause to come here Thomas W. By whom &
who neither he to recognize he. Because as well as. And the
Sheriff came and made return that he had ready twelve as by
his precept it was Commanded who being called likewise came
viz. John Hall William Graves Robert Green Daniel Cooley John
Fillingham John Cole Charles Singgold Vincent Hatcher son Richard
Scaggs John Clarke Thomas Neels Abraham Ambrose which Jury
being duly Sworn and sworn and having heard the pleadings
evidences and allegations on both sides do well draw to consider on
the premises and after some time do again return and being
called over as also the ptt and Deft and being asked whether
they are agreed on a verdict or not do say they are agreed on
a verdict and being demanded whether they find for the ptt or
Def do say they find for the ptt and that the ptt did not
assume to release or acquit of said Deft of and from the payment
of the said seven hundred pounds of Tobacco in the above Dec
mentioned in manner and form by the said Deft above pleaded
and Damages seven hundred pounds of Tobacco with Cost and
by John Hall therefor man all so say the ap ptt by his attorney
do pray Judgment on the Verdict of the Jurors as. Therefore it
is Considered by the Court here viz. this Twenty third day of March
a moque Domin One Thousand Seven hundred and sixteen that
the ap ptt Daniel Ferrer do recover against the said Deft
William Woodland as well the ap sume of seven hundred
pounds of Tobacco Damages by the Jury as assessed on account of his
not performing his promise and assumption of and also the sume
of six hundred Sixty Eight pounds of Tobacco Cost by the ap ptt
about his suite in this behalf expended and by the Court here
of his assent adjudged and the said Deft in money &c.

Jam Smith