

June Court 1717

To D^o ag^t James Hunter 100 To D^o ag^t Math^s Fletcher 100 To Ditto ad^r
 Richard Fletcher 200 To Ditto ag^t John Wood 100 To Ditto ad^r Thomas
 Martin 100 To D^o ag^t Peter Harwood 100 To D^o ag^t Fredrik 100 To D^o
 ag^t Elu^s Gilbert 100 Totall 2000 Errors excepted by J^r Johnson

and the said Thomas by John Roberts his atty comes and defends
 the force & injury when he and for plea saith that the plaintiff his
 action ag^t in manner and forme ag^t against him brought to have
 ought not because this Deft saith that he is not guilty of the
 premises ag^t in the p^ts Declaration above ~~inposed~~ upon him
 & of this he for tryal puts himselfe upon the Country Roberts of Deft
 and the p^t in like manner Brown

Command was therefore given to the Sheriff of Kent County that
 he immediately cause to come here twelve ~~to~~ by whom he to
 recognize ~~to~~ because a well ~~to~~ who neither ~~to~~ and the Sheriff
 comes and saith that he hath here ready twelve as by his precept
 it was Comanded who being called likewise came viz John Wilson
 Philip Davis Ebenezer Blackston Fredrik Hanson John Davis
 Henry Davis James Weyed Samuel Norris Marke Noble William Jones
 Nicholas Jobe John Walls which jury being duly elected tryd &
 sworn and having heard the pleadings Evidence and allegations
 on both sides do depart from the barre and after some time do again
 return and being called over do appear and being asked whether
 they are agreed on a verdict do say they are agreed on a verdict and
 being asked whether they find the Deft guilty or not guilty as
 above declared do say that the Deft is not guilty as the p^t above
 hath declared and by John Wilson there foreman all do say the
 said Deft by his atty ag^t prays Judgment on y^e verdict ag^t the
 p^t moves in arrest Judgment of the verdict of the jurors ag^t but
 the same Deft by his atty ag^t pray that a non Suite may be entered
 against the said p^t. Therefore it is Considered by the Court
 here viz this twentieth day of June Anno Domini one Thousand
 seven hundred and Seventeen That the said p^t John Johnson take
 nothing by his writ and Declaration ag^t but that he and his pledges
 of prosecuting be in morry and that the said Deft Thomas Tolley
 recover against the said John Johnson as well the Sume of
 five hundred Seventy Seven pounds of Tobacco left by the said Deft about
 his defense in this behalf laid out and expended according to the
 forme of the Statute ~~to~~

J^r Smith