

March 11th 1711
nor made Content for the same but that to pay or Content the said Debt
to that hath denied and still doth deny to the damage of him the De
ft. Nine hundred pounds of the Tobacco of and thereupon he brings
sute &c.

And the said Debt being called came and the said Deft. by his atty. of prayd
that the said Debt might give special baile to the said Deft. which
was granted and that he be kept in safe Custody by the Sheriff of said County
until he shall give special baile as afo. . . . After which came into
Court Samuel Gooding of said County and here in Court came and did
pledge himself as special baile in the said Deft. and doth undertake for
the said Deft. the payment of the Damages of and Cost thereon during
if in case the said Deft. should obtain Judgment against the Deft. in
the said Deft. of trespass of the Case: And the said Deft. the Endanma:
tion shall not satisfy nor himself to the Custody of the Sheriff of said County
delivered or that the said Samuel Gooding the body of the said Deft. shall
not render &c.

And the said Deft. in his proper person
appeared to the Court and said that he cannot gain say the
Action of of him the said Deft. nor but that he is indebted to him the
sume of four hundred eighty four pounds of Tobacco and in doing that
Judgment should be entered for the same and Cost thereon during:

Therefore it is considered by the Court here viz. This Twentieth day
of March Anno Domini One thousand seven hundred and Seventeen
that the said Deft. William Frisby do recover against the said Deft.
John Cooper as well the said sume of four hundred eighty four pounds
of Tobacco Damages as also the sume of three hundred sixty one pounds
of Tobacco Cost by the said Deft. about his Sute in this behalfe expended and
by the Court here of his atty. adjudged and the said Deft. in money

William Frisby. Commanded it was to the Sheriff of Kent County.
Richard Fulston) the Twenty third day of November in the second year
of his Lordships Dominion &c. That he take Richard
Fulston of Kent Cooper All Die Richd Fulston of Kent
County in y^e province of Cooper if he should be found in his bailiwick and him
safe keep so that he have his body before his said Lordships Justices of the
next Court to be held at our Court house in the Town of Chertsey in said County
Answer unto William Frisby of a plea that he render him the full and just
sume of five thousand and Sixty pounds of good sound Merchantable lease
Tobacco Clear from all manner of trash in well Seasoned Cask of the value of
Fifty pounds Sterling money which from him he unjustly detains &c.
And that he have then and there the said writ &c. At which said