

March Court 1717

Said next Court viz. the eighteenth day of March the said year last mentioned the day of return of said writ came Simon Wilmes Gent. High Sheriff of said County and made return thereof in these words thereon
Endorsed as folo viz. *Ex. Ex. p. Simon Wilmes Sher.*

And a Doer being shew when said writ issued forth and a Copy thereof served therewith according to Act of Assembly in such Case made was as folo viz. *Henr County's Richard Fullston of Kent County Cooper all did Richd Fullston of Kent County in y^e p^rovide a^t Cooper was summoned to answer unto William Frisby of a plea that he render unto the said full & 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 detaineth. And whereupon the a^d p^t. by Thomas Bowne his atty. saith that whereas the a^d Def^t. the Twenty second day of May in the year of our Lord Christ one thousand seven hundred and Seventeen at St. Pauls parish in Kent County within the Jurisdiction of this Court by his Certain writing obligatory which he the said Def^t. sealed with his Seal and as he decd. declared hereunto Court brought ^{the} date is the same day and year a^d granted him in the holden and firmly bound unto the a^d p^t. in the a^d 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 a^d value of fifty pounds Sterling money to be paid unto the a^d p^t. when thereunto required yet the a^d Def^t. altho' often required the a^d sume of five thousand & sixty pounds of Tobacco to the said p^t. hath not paid but that to him to render or pay the said Def^t. hath denied and still doth deny and unjustly detain to the damage of him the said p^t. one hundred pounds Sterling money and thereupon he brings suite &c. . . . *Notwth of Deed Plea: In Doe v. Richd. Doe*
And the a^d Def^t. being called came and the said p^t. by his atty. prayd that the said Def^t. might give special Baile to the a^d p^t. which was granted on which Edward Sell of said County Gent. came into Court and acknowledged himselfe as special Baile in the above a^dion and doth undertake for the a^d Def^t. the payment of the debt a^d and Exp^s thereon accruing if in case the a^d p^t. shall obtain Judgment against the said Def^t. in the said a^dion of Debt and the said Def^t. the Condemnation a^d shall not satisfy nor himselfe to the Custody of the Sheriff of said County & doore*