

August Court 1716

unjustly detain to the damage of them the said p<sup>ts</sup> four possid<sup>ers</sup> their money and thereupon they bring Sute ad. <sup>100</sup> *Nonne q<sup>ue</sup> p<sup>re</sup> d<sup>er</sup> p<sup>ri</sup>or*

AND the a<sup>d</sup> Deft by John Johnson his atty appears to the above Court and pray<sup>s</sup> liberty thereof to imparle thereto and to ans<sup>er</sup> at next Court which was granted the Same day was given the p<sup>ts</sup> also —

At which Said next Court viz. of nineteenth day of June Anno Dom<sup>o</sup> 1716 the Same Cause was Continued untill next Court in Court.

At which Said next Court viz. this twentieth first day of August the Same Year last mentioned the Said Cause standing for tryall came the a<sup>d</sup> p<sup>ts</sup> by there a<sup>d</sup> atty and the Said Deft by his atty But there being no plea filld in the Same Cause nor any ans<sup>er</sup> to y<sup>e</sup> Same So that the p<sup>ts</sup> may still remain undefended

Therefore it is Considered by the Court here viz. the Same day last mentioned That the a<sup>d</sup> plaintiffs in their Caputies a<sup>d</sup> recover against the a<sup>d</sup> Deft Samuel Barry as well the a<sup>d</sup> sume of five hundred pounds of Tobaco the Debt a<sup>d</sup> as also the sume of three hundred and twenty one pounds of Tobaco Est by the a<sup>d</sup> p<sup>ts</sup> about their Sute in this behalfe expended and by the Court here of his a<sup>d</sup>ent adjudged and that the Said Deft be taken into Custody & Bill filld

James Connel in Court	Cor Harrington	Geo Hill
Joseph Milby Sent	Wm Jones	J <sup>r</sup> Standfeld atty

James Smith Esq<sup>r</sup> Coly in Marylande & Richard Fullston of Kent County Capor ali Did Richard Fullston of Kent County in the prons of Maryland Capor was

summoned to answer unto James Smith of the Same place planter of a plea that he render to him the sum of five hundred and eighty and eight pounds of good sound Marchantable leaf Tobaco in Cash to contain the sume of y<sup>e</sup> Value of two pound unic shill Sterd money of Great Brittain which he unjustly detain<sup>ed</sup>. And w<sup>h</sup>l<sup>l</sup> thereupon the said James by Thomas Bourne his atty saith that whereas the a<sup>d</sup> Richard the ninth day of May in the Year of our Lord Christ one Thousand Seven hundred and fifty at the parish of St. Pauls in Kent County a<sup>d</sup> within the jurisdiction of this Court by his certain writing obligatory which the said Richard Sealed with his Seale and as his deed delivered here into Court brought y<sup>e</sup> date whereof is