

June Court 1719

Ann^d Dom 1719 That the said Gilbert Higginson Recover against the said Henry Chamoll as well the sum of six hundred fifty and six p^ounds of Tobacco his Debt as Confessed as also the sum of two hundred ninety and six p^ounds of Tobacco by the Court here adjudged to him for his Costs and Charges by him about his Suite in this behalfe laid out and expensed and the Debt in morey *li*

Gilbert Higginson

Gilbert Higginson
John Fryer

This being an action of Debt for the sum of 631^o 56^o 6^o commenced by the p^ort against the said Debt wherein there stand a Copy of the Declaration with the writ in the said action and wherein the Sheriff of said County to whom the writ in the same action was directed

makes return thereof to the Court here on the third Tuesday in June to wit the 16^o day of the same month Anno Dom 1719 being Tuesday the day of return of said writ and of the Copy Dec^o served in time of the same return. Whereupon the a^o p^ort being not an inhabitant of this County Edward Mitchell of the a^o County Gent. undertakes for the p^ort the payment of all Costs in the a^odition to the said Debt of the p^ort shall be Cost in the same. Maryland Kent County John Fryer of Kent County planter and John Fryer of County of Kent in y^e Province a present planter was summoned to answer unto Gilbert Higginson of Great Brittain Merchant of a plea that he owes him the sume of six hundred eighty four p^ounds of the value of six p^ounds ten Shillings Sterling money which sum he unjustly detains and withholds the a^o p^ort by Thomas Bowne his attorney saith that whereas the a^o Debt the Eighteen day of August in the year of our Lord Christ one Thousand seven hundred & Seventeen at S. Pauls parish in Kent County within the Jurisdiction of this Court by his certain writing obligatory which he the said Debt sealed with his Seal and as his deed delivered here into Court brought the date whereof is the same day and year a^o granted himself holden and firmly bound unto the a^o p^ort in the a^o same of six hundred eighty four p^ounds of Tobacco of the a^o value of six p^ounds ten Shillings Sterling money to be paid to the said p^ort when thereunto required. Yet the a^o Debt at the often required the a^o sum of six hundred eighty four p^ounds of Tobacco to the said p^ort hath not paid but that to him to render or pay. hitherto hath denied and still doth deny and unjustly detains to the damage of the said p^ort one thousand two hundred p^ounds of the Tobacco and thereupon he brings Suite &c.

AND now at this Court to wit this 18^o day of June Anno Dom 1719 here present the a^o Debt in his proper person being and defends the force and injury when &c. and says he cannot answer the p^ort his a^o as a^o against him brought nor can he say but that the said p^ort ought to recover his debt by Creation of the premises a^o and lists of Suite against him which the said p^ort doer not answer. That the Court by the Justices here the 16^o day of June Anno Dom 1719 a^o that the a^o Gilbert Higginson Recover again. And said John Fryer as well the sum of six hundred Eighty