

August Court 1719

Charles Smith & Robert Maxfield } This being an action of Trespass on the Case Commo-
by the ptt. against the Said Deft and where in the
County to whom the Same was directed
makes return thereof to the Court here on the thirde

Tuesday in March to wit the 17th Day of Same month Anno Dom 1718 being
the day of return of Said writ Enderst Cepus of Simon Wilmer Sher-
iff and the said Deft by Michael Howard his attly comes and defends
the force and injury when &c. And pray leave to impart therunto until
next Court and he hath the Same day is given the ptt also

Att which said next Court to wit the 16th day of June Anno Dom
1719 comes again as well the said ptt by Thomas Brown his attly as
the said Deft by his said attly and no deed being filed in said action
rule is given to the said ptt to file his declaration in twenty days after
Court otherwise the said Deft to have a new Suite against the said
ptt. for want of the Same: and thereupon the Same action is continued
until the next Court.

Att which said next Court to wit the 19th day of August Anno Dom
1719 and the Deed in the Said Cause being not filed according to the rule
given for the Same: and the said Deft by his attly app comes and
offers himself against the said Charles Smith in the plea app But the sd
Charles Smith does not prosecute his writ app against the said Robert
Maxfield whereby the said Robert Maxfield remains wholly unprosecuted
Therefore it is considered by the Justices here to wit the 19th day
of August Anno Dom 1719 app That the said Charles Smith take nothing
by his writ app but be in mercy for his false Claimer and that the said
Robert Maxfield go thereof without Day And also it is considered by
the Justices here that the said Robert Maxfield recover against the said
Charles Smith the Sum of one hundred and fifty seven pounds of
No bank by the Court here adjudged to him for his Costs and Charges by
him about his ~~Case~~ defense in this behalf laid out and expended
according to the forme of the Statute &c

Charles Smith

B. Gild Falconer	J. C. Sher Esq	M. B. Wm Campys	Att. plea
John Jones	Continued	Richard Lee	Continued.
B. Thomas Cooke	J. C. Agreed note	John Ball	J. C. Continued
J. C. Miller		John Ashmore	
J. C. Baker			

Gild