

JUNE Court 1720

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had notice nevertheless of the a^d Def^t his promises and a p^rsumptions a^d in form
a^d made in a^dwise regarding, but claiming and fraudulently intending the
D^r p^rts in his behalf. Craftily and Subtly to depaude and deceive, the a^d
Summs of merchantable Tobacco in the whole amounting to one thousand
forty pounds of Tobacco or any part thereof to the same p^rts he hath not paid nor
in anywise made content altho to do the same the a^d Def^t afterwards viz^t the
Seventeenth day of June in the year a^d at the parish County and Jurisdiction
a^d and afterwards by the same p^rts was thereunto required But that he
to pay or content with or hath denyed and still doth deny to the damage of
him the D^r p^rts two thousand pounds of merchantable Tobacco and thereupon
he brings Suit &c

Maubridge & Dued p^rts. J^r P^roc
R^o Roe

Whereupon at the prayer of the p^rts the Def^t is adjudged
to give Special Bail And thereupon Roger Hicks of Kent County, Under
p^rsent herein Court Comes and undertakes for the a^d Thomas Evert that in
Case the a^d Peter Peterson shall recover judgement against the D^r Thomas
Evert, or that he the D^r Thomas Evert shall be therein Convict then the D^r
Thomas Evert shall pay the Condemnation of the Court thereon or deliver
his body into the Custody of the Sheriff of Kent County in Satisfaction thereof
or that he the D^r Roger Hicks will do it for him

And now at this Court viz^t the 28th day of July anno Dom 1720. The
a^d Def^t herein Court present in his proper person Comes and defends the force
and injury when &c. And says he cannot gainsay the p^rts a^d his action
i^e as a^d against him Brought nor can he say but that the D^r p^rts ought
to recover his damages by occasion of the premises a^d to the Summ of
five hundred and twenty pounds of Tobacco with Cost of Suit against him
which the D^r p^rts doth not gain say Therefore it is Considered by the Justice
here on the 28th day of July anno Dom 1720 a^d that the a^d Peter Peter-
son Recover against the a^d Thomas Evert as well the Summ of five hund-
red and twenty pounds of Tobacco his damages a^d in form a^d Expenses
as also the Summ of two hundred and seventy three
pounds of Tobacco by the Court here adjudged to him for his Costs and Charges
by him about his Suit in this behalf Laid out and expended and the Def^t
in mercy &c.

Dr. Nehemiah Dwell This being an act of Trespass on the Case
Comenced by the D^r p^rts against the Def^t
N. George Leaves & wherein the Sher of Kent County to whom
the writt in the P^retition was directed makes
Return to the Court here on the Third Tuesday in June viz^t the 25th
day of the said month Anno Dom 1720 being the day of Return of the