

August Court 1720

thirty three pounds of merchantable Tobacco to the a^d p^t when thereunto required would well and truly pay and Content Never the less the a^d Def^t this promises and assumptions a^d in form a^d made as to the a^d Sum of Seven hundred and thirty three pounds of Tobacco like regarding and fraudulently intending him the said p^t in that behalf craftily to deceive and defraud the a^d Sum of Seven hundred and thirty three pounds of merchantable Tobacco to the a^d p^t which hath not paid altho to pay the same the said def^t afterwards viz^t the a^d twenty eight day of June in the year a^d at the parish County and Jurisdiction a^d by the p^t p^t was thereunto required. But that to the said p^t to pay or Content he the said Def^t hitherto hath denyed and still doth deny to the Damage of the a^d p^t one thousand pounds of like Tobacco a^d and thereupon he brings Suite &c

Benjamin D. p^t J. H. R. C.

Whereupon at the prayer of the p^t the Def^t is adjudged to give Special Bail to the action a^d and that the Sheriff of P^t County keep the said Def^t in safe Custody until he shall give Bail as a^d

And the a^d Def^t in his proper person Comes and Defends the force and Injury when &c. And says that he cannot gainsay the p^t a^d his action so as a^d in brought nor can he say but that the said p^t ought to recover his Damages by occasion of the premises a^d to the Sum of Seven hundred and thirty three pounds of Tobacco with Costs of Suit against him which he the p^t doth not gainsay Therefore It is Considered by the Court here this 17th day of August Anno Dom 1720. That the a^d Edward Mitchell Recover against the a^d John Ryall as well the Sum of Seven hundred and thirty three pounds of Tobacco his Damages a^d in form a^d Confessed as also the Sum of Two hundred and fifty pounds of Tobacco by the Court here adjudged to him for his Costs and Charges by him without his Suit in this behalf laid out and expended and the Def^t in mercy &c.

B. Edward Mitchell

John Mitchell

John Ryall

This being an action of Trespass on the Case Commen- ced by the p^t against the said Def^t. And wherein the Sheriff of said County to whom the writ in the said action was directed makes Return to the Court here the 16th day of August anno Dom 1720 being the day of Return of the same writ Endorst Cepi Corpus & Gideon Pearce Sheriff

Hent County Maryland. S. John Ryall of Hent County Planter was attached to answer unto Edward Mitchell of a plea of Trespass on the Case. And whereupon the a^d p^t by Thomas Bowne his attorney Complains that where as the a^d Def^t the fifteenth day of July in the Year of our Lord Christ one thousand seven hundred and twenty at S^t Pauls parish in Hent County within the Jurisdiction