

June Court 1718

Antonie Brown
at
John Johnson

The Beteman.
at
William Turner

J. Dod
Abates

Jedidiah Andrews
Daniel Pearce & Thom.
Sp. Baile (The Philpson)

And the afo. Defts by Michael Howard their atty come and defend the force and injury when he said that the writ of Surety was afo. in manner and form afo. forth of the said Court and presented and the matter in the said writ contained is not sufficient in Law for the said ptt his execution afo. of the afo. Defts against them the said Defts to have and maintain and that they the said Defts to the said writ of Surety in manner & form afo. presented have not used nor by the Law of the Land are bid to answer wherefore the said Defts pray judgment of the writ of Surety afo. and that the said ptt.

Memorandum the afo. writ by a mistake

Daniel Pearce & Thom.
Sp. Baile (The Philpson)

And the afo. Daniel Pearce & Thomas Coke by Thomas Bourne their atty come and pray judgment of the afo. writ of Surety because he saith that there is not any mention made of any La. in the said Judgment which by Law ought to have been which the said Daniel Pearce and Thomas Coke are ready to verify wherefore they pray judgment of the said writ of Surety to the afo. Defts

Jedidiah Andrews

And the afo. ptt saith that by anything by the afo. Deft above pleaded alleged from his execution afo. against them to have ought not to be precluded because he saith that the plea afo. by them the said Defts in manner & form afo. above pleaded and the matter in the same contained is insufficient in Law for him the said ptt from his execution afo. against them to have to be precluded to which the said ptt hath no necessity nor by the Laws of the Land is he bound in any manner of wise to make answer unto and thus he is ready to verify wherefore for want of a sufficient answer in this behalf he prays judgment & execution to be awarded with his damages to him to be adjudged Johnson of ptt

Demurrer joined Bourne of Defts

Which plea and Demurrer afo. being read and mature deliberation being by the Court thereupon taken the Court adjudges the ptt Demurrer good and sufficient in Law and that the plea afo. is held for naught rule