

June Court 1718

in his proper person and saith that he cannot gainsay the return of him
 the said ~~part~~ nor that the writing obligatory above mentioned is his
 Act and deed and that he oweth unto the said ~~part~~ the sum of five
 hundred & fifty pounds of Tobacco and is willing that judgment should be
 entered for the same & cost thereon accruing: Therefore it is considered
 by the Court here viz. The same day last mentioned that the said ~~part~~ Charles
 Newman recover against the said Deft. Richard Marshall as well the
 said sum of five hundred and fifty pounds of Tobacco Debt as also the
 sum of three hundred and nine pounds of Tobacco Cost by the said ~~part~~
 about his rate in this behalf expended and by the Court here of his
 assent adjudged and the said Deft. in mercy
 James Smith Esq.

James Smith Esq. Committed it was to the Sheriff of
 Kent County the twenty third day of November
 Henry Munk — in the third year of his Lordships Dominion
 that he take Henry Munk of Kent County
 planter if he shall be found in his duty work & him safe keep so that
 he have his body before his said Lordships Justice of the next Court to be
 held at our Court House in the Town of Chester in said County to answer
 unto James Smith of a plea wherefore is force and arms the loss
 of him the said James a. S. pauls parish in Kent County a. S. in the
 Jurisdiction of this Court he did break & enter and a certain Gray
 Eydling of the said James lately found and so provoked and outrageous-
 ly with Sticks and Clubs did beat and strike that with that provoking
 striking and Beating did cause the said Eydling then and there to
 run upon a certain Thomas Smith Son and Servant of the said
 James Smith the said Thomas then and there being in the said
 James's Service whereby the said Servant was thrown to the
 ground and much hurt and wounded in his body by which the
 business of the said James remained undone and so the said James
 the Service of his Servant a. S. for a long time that is to say for
 the space of two months wholly lost and other injuries to him
 the said James did to the great damage of the said James and
 against the peace of the said Lord Proprietaries that now is and
 against an Act of Assembly in such Case made & provided &c.
 And that he have them and there the said writ &c.
 At which said next Court viz. the eighteenth day of May
 the same year last mentioned the day of return of said writ came
 Simon Wilmer Gent. High Sheriff of said County and made return
 thereof in these words thereon Endorsed as folo viz. Cape Capon & Wilmer
 Esq.