

August Court . . . 1723 . . . 111

These hermits annexed may in Court appear, and being so thereof indicted the said Grisulla whilst she was
 sole afterwards to witt the day and year aft at the place aft in consideration of thereof upon herself did a s^umme
 and to the said Robert then and there did faithfully promise that she the said Grisulla the said four hundred &
 forty three pounds of tobacco to the said Robert when she should be afterwards thereunto required she would well and faith-
 fully pay and Content Nevertheless the said Grisulla whilst she was sole and the said Timothy and Grisulla after the
 sponsals Between them celebrated the promise and assumption of the said Grisulla in form made little regarding
 but plotting and fraudulently Intending the said Robert in that part (secretly and s^ubly) to deceive and defraud the said
 four hundred and forty three pounds of tobacco or any part thereof to the said Robert have not paid nor either of them
 hath paid or Contented altho the same to doe the same Grisulla often whilst she was sole, and the said Timothy and
 Grisulla after the sponsals between them celebrated afterwards to witt the thirtieth day of January and D^o One
 thousand Seven hundred and twenty two at the Parish and County aft within the Jurisdiction aft they were requested and
 each of them ^{hermits} requested but the same to doe have refused and still do refuse and deny Whereupon the said Robert
 saith he is worse and ^{hath} damage to the value of Eight hundred Eighty Eight pounds of tobacco and thereupon he brings
 Suit ^{Allen} ^{of the Bedgods} ^{deft} ^{Indoe} ^{Koe}

Timothy Malcolm and Grisulla his wife debt Grisulla Mepind ^d	Cont ^a	170	1722 Due	443
To her present				
1719 To 1 Levy		80		
To M ^r Bondley Com ^r of C ^t		115		
1720 To 1 Levy		78		
1722 To for beance at 8 p ^{er} C ^t		443		
			Errors Excepted from	Robt. Martin

Nov^r 30th And the said Timothy Malcolm and Grisulla his wife by Lewin Gale their attorney come and defend the
 free and Injury when p^d and pray Leave to Imparte here unto under the next Court and they have it and the same
 day is given to the p^{er}ft also --

At which said next Court to witt the Eighteenth day of the June and D^o One thousand Seven hundred and
 twenty three Comes again as well the said p^{er}ft as the said defts by their attorneys aft and the said defts by
 their said attorney pray further Leave to Imparte here unto under the next Court and they have it and the
 same day is given to the p^{er}ft also --

At which said next Court to witt the twentieth day of August and D^o One thousand Seven hundred and
 twenty three Comes again as well the said p^{er}ft as the said defts by their attorneys aft and the said defts by their said
 attorney as before defend the free and Injury when p^d and say that the said Grisulla whilst she was sole did not
 s^umme upon her self in manner and form as the said Robert hath against them above Complaind and of this they
 put themselves upon the Country -- Lewin Gale of Defts - p^d Defts in like manner ff Allen of Defts

Thereupon Command is given the Sher^{of} of Somerset County that Immediately ^{he} ^{consent} ^{to} ^{come} ^{here} ^{to} ^{eluce}
 p^d by whom p^d who neither p^d to acquie^{re} p^d because as well p^d of which said Receipt the said Sher^{of} to Witt
 Joseph Maister of each makes return that he has here ready twelve p^d as by his said precept he was Commanded
 and Nowhere afterwards to witt the same day and year Last mentioned Comes as well the said p^{er}ft as the said defts
 by their attorneys aft and the Jurors of that Jury Impannelled being Called Side wise came to witt John Grey
 John Bonnis, John Fleming, Jonathan Raymond, Charles Townsend, John Tule, John Gillett, Thomas Collins
 John Turvell John Williams Robert Mitchee, ad am Spence Ind^r who being duly Oathed byed and sworn --