

November Court — 1724 — 24

formerly at Beaver Dam and further sayeth not — as witness our Hands this Eighteenth
Day of November Court — 1724 Benjamin Burton, William Selby

At Benjamin Wailes

of Rachel Cowell admt
Samuel Cowell

Somerset County p: Rachel Cowell Late of Alltholmes parish in the County
of Somerset widow admt. of all and singular the goods and Chattels Rights and
Credits of Samuel Cowell Late of the County aforesaid. was attached to answer —
unto Benjamin Wailes of a plea of trespass upon the Case &c

And Whereupon the same Benjamin by Francis Allen his attorney Complaines that whereas the said
Samuel in his Lifetime to wit the Second day of November aforesaid. One thousand Seven hundred & Nineteen at
the parish and County aforesaid within the Jurisdiction of this Court was indebted unto the same Benjamin in twelve
hundred Seventy Seven pounds of tobacco as by annt hereunto annexed may appear and being so thereof indebted
the said Samuel in his Lifetime afterwards to wit the day and year aforesaid at the place aforesaid in consideration thereof
upon himselfe a sume and to the said Benjamin then and there did faithfully promise that he & said Samuel the
said twelve hundred Seventy Seven pounds of tobacco to the said Benjamin when he should be afterwards thereunto
to requested he would well and faithfully pay and content and altho' the said Samuel in his Lifetime did satisfy
and pay to the said Benjamin seven hundred and Sixty two pounds of tobacco portion of the aforesaid twelve hundred
Seventy Seven pounds of tobacco yett as to five hundred and fifteen pounds of tobacco residue thereof the said
Samuel in his Lifetime nor the aforesaid Rachel since his death to whom administration of all and singular the
goods and Chattels Rights and Credits of the said Samuel at the time of his death in due form of Law was —
committed; the promise and assumption aforesaid of the said Samuel in his Lifetime in form aforesaid made Nothing regarding
but plotting and fraudulently Intending of said Benj: in his behalf craftily and Subtly to deceive and defraud
the said five hundred & fifteen pounds of tobacco to the said Benjamin altho' the same to doe the said Samuel in his
Lifetime to wit on the third day of November aforesaid in the year aforesaid, and the said Rachel after the death of the said
Samuel ~~to wit on the first day of November aforesaid in the year aforesaid~~ and the said Rachel after the death of the said Samuel
to wit on the first day of November aforesaid. One thousand Seven hundred & twenty two and fifteen afterwards at
the parish and County aforesaid within the aforesaid Jurisdiction they were thereunto requested have not paid or contented nor
either of them hath paid or contented but the same to him hitherto to pay have refused, and the said Rachel the
same to the said Benjamin to pay she doth refuse and deny Whereupon the said Benjamin saith he is
worse and hath damage to the value of One thousand & fifty pound, of tobacco and thereupon he brings Suit

1723 Samuel Cowell	For	
To 1 Levy		101
To 2d Levy		225
1714 To 1 Levy		35
1715 To 1 Levy		117
To 2d Levy		119
For at Mr Wm Robinson for 2195		220
6 days Custody		120
1719 To 1 Levy Interest		280
To 2d Levy		1277
To 3d Levy		515

1714 Contra		
By 17 Sept 4 Cows		116
1719 By Thomas Latham		255
By Child to do		391
		762
Ward due to B: h		515
Errors Excepted of Benj: Wailes		1277

10: 13: 1723 Samuel Wailes made oath in due form of the above and of Just true same before me John Hardy —
(and)