and Subtilly to Defraud and Deceive the afs Sume of Six hundred pounds of Tobacco and Two pounds Three Shillings Current money as afs Crany Part thereof to the afs Cappell (although the Same William afterward that is to Say the Second day of June in the yeare afs with the Jurisdiction afs was thereunto By the said Cappell requested) hath not paid Or anyway Contented But the Same William the Same hither to to the Same Cappell to pay Crany way to Content hath altogether refused and still doth refuse whereby the Same Cappell Says he is the worse and hath damage to the Value of Foure hundred Pounds of Tobacco and Two pounds Current money afs and therefore he Brings his Suit &c

Lewingale & Lurd gledg 2 prod &c John do &c Rich do &c

And the said William Francis by Alle and Hath his Attorney Comes and Defends the Force and Injury when and &c and Prays Leave to Imparle hereunto until the next Court and he hath it and the Same day is given to the Plff also ——— At which said Next Court to with the Eighteenth day of August Anno Dom: One thousand Seven hundred and Twenty four Came again as well the said Plff as the said Deft by their attorneys afs and the said Deft by his said Attorney Prays further Leave to Imparle Hereunto until the Next Court and he hath it and the Same day is given to the Plff also ——— At which said Next Court to with the Seventeenth day of November Anno Dom One thousand Seven hundred and Twenty four Came again as well the said Plff as the said Deft by their attorneys afs and Whereupon the said Cappell by his said Attorney Prays that the said William Francis to his declaration in the Plea afs may answer &c Whereupon it is Said by the Court unto the Said William Francis that he Answer the declaration of the said Cappell in the Plea afs before Foure of the Clock in the afternoon of the Same day at his Perill &c ——— And afterwards in the Same Court at foure of the Clock in the afternoon of the Same day the afs William Francis although Solemnly Called Cometh not nor Nothing Says in Barr or preclusion of the Action afs of the afs Cappell Whereby that the Same Cappell remains against the afs William Francis thereof Undefended & Whereupon the said Cappell his damages by Occation of the premisses afs against the afs William Francis Ought to recover But ——— Because it is not Known what Damages the afs Cappell hath Sustained by Occation of the Premisses, the Justices According to Act of Assembly in Such Case made and Provided at the Prayer of the said Cappell, do, Assess the damages of the said Cappell by Occation of the premisses afs besides his Costs and Charges to Six hundred pounds of Tobacco and Two pounds Three Shillings Current money and for his Costs and Charges One pound of Tobacco

Therefore it is Considered By the Justices here the Seventeenth day of November Anno Dom One thousand Seven hundred and Twenty four that the said Cappell may recover against the said William Francis as well the Sum of Six hundred pounds of Tobacco (and)