

April Court - 1723 - - - (28)

Whereupon the said William Kanes in his own proper person Comand d^o the
force and Injury when e^o and says that he cannot gain say the E^o his action e^o so as e^o against
him brought nor can he say but that the said e^o ought to recover his damages by Occasion of
of the premises e^o to Eight hundred and Seventy pounds of to^o and Costs of Suite against him -
which said E^o does not gain say - - - Therefore it is Considered by the

Justices here the thirtieth day of April Anno d^o One thousand Seven hundred and twenty three that
the said Robert Martin Recover against the said William Kanes the Sum of Eight hundred and
Seventy pounds of to^o his damages in form e^o Confessed as also the Sum of Two hundred & Twenty
(229) nine - - - pounds of to^o by the Court here adjudged unto him for his Costs and
Charges by him about his Suite in this behalf said out and Expended and the Draft in Money e^o

of A. Robert Martin - - - Comand was given to the Sheriff of Sommersett County that he should take
G. D. George Furnace } the George Furnace late of Allhallowe Parish in the County of Sommersett
Taylor if he should be found in his Bailwick and him should safe Keep so
that he might have his Body before the Justices of his Lordships County of Sommersett to be
held at Durduney Creek the third Tuesday of March then next to answer unto Robert Martin of a plea
of trespass upon the Case e^o and that there of he should not fail e^o - - -

All which said third Tuesday of March to witt the Nineteenth day of the same month Anno d^o
One thousand Seven hundred and twenty two Being the day of the return of the said Writ Comes the said
Robert Martin by Francis Allen his attorney and the Sheriff of Sommersett County to whom the foregoing
writ was directed Likewise Comes and makes return thereof to the Court here Comed in these words to^o

Whereupon the said George Furnace being called appears and then upon the said George Furnace
At the prayer of e^o attorney e^o is adjudged to give Special Bail to the action e^o, but for want
thereof the said George Furnace is committed into the Custody of the Sheriff of Sommersett County there
to remain e^o the said Sheriff being present here in Court took Charge of the said George Furnace and might
Cepi per Joseph Mac Carter Sherd -

Whereupon the said George Furnace in Custody as e^o by George Doshel his attorney Comes e^o
Bray that having in favour of Liberty he may have a try all in Custody which is granted him e^o

Whereupon the said Robert Martin Comed against the said George Furnace in Custody as e^o in
the Plea e^o as follows vid^o - Sommersett County sh. George Furnace late of Allhallowe Parish in the
County of Sommersett Taylor was attached to answer unto Robert Martin of a plea of trespass upon the
Case e^o And whereupon the said Robert Martin by Francis Allen his attorney Complainis
against that whereas the e^o George the thirtieth day of November in the Year of Our Lord God One thousand and
Seven hundred and twenty One at the e^o Parish and County and within the Jurisdiction of this Court
was Indebted unto the e^o Robert in the Sum of twenty four pounds Six Shillings and One half Penny
Lawfull money of America and Seven hundred and twenty Seven pounds of to^o as by an and
(Hereof)