

April Court --- 1723 ---

the Court Administrators or assigns the Just Sum of One thousand three hundred pounds of Tobacco in the
 value in the Product of this province as sett forth by act of assembly both in Commodities and Sums to be
 paid to be paid at Snow white by the tenth day of November next Ensuing the date hereof in testimony where-
 of wee have hereunto sett Our hands and Seales this 22^d of June in the 5th Year of Our Dominion And
 Dowd One thousand Seven hundred and twenty if there about to be payed at Robert Mitchel he also prays
 the bearing of the Indorment on the back of the same writing Obligatory and it is read unto him in these
 words following vizt. If there be any mistake I will allow out of the Justed Brie Will: Robison which
 being read and heard the said John and Richard say that the said William his action ag^t thereupon ag^t
 them to have and maintain^{tain} ought not because they say that they the said John and Richard did give
 the Brie ag^t to him the said William as Security for a certain Francis Starger upon his pretending
 that the said Francis was Indebted unto him the said William for which the said William then
 and there out of his Lordships County Court for Summervelt County had sued forth his Certain Original
 writt of Cap^t. against the said Francis for the debt ag^t by vertue of which the said Francis at the time
 of the Capturing of the Brie ag^t was in Custody of Robert Martin Esq^r. then and now Sheriff of the County of
 Summervelt at Dividing Creek in the said County of South York and the said William then and there
 at the time of the Capturing of the Brie ag^t did give promise that he the said William would settle
 and^t with the said Francis and would accept of the Ballance that should appear Justly due and dis-
 charge them the said John and Richard of the said Brie upon their paying the said Ballance when
 reduced to a certainty by the said William and Francis as by the Indorment ag^t may plainly appear
 and the said John and Richard in fact saith that the said Francis Starger on the
 day of
 in the year One thousand Seven hundred and twenty ag^t did at Snow white town in the County
 of Summervelt ag^t within the Jurisdiction of this Court tender himself and then and there was ready to
 and^t with the said William to reduce the said Ballance to a certainty and that they the said John and
 Richard then and there did tender themselves and were ready to satisfy and pay to him the said Will:
 the Just Ballance if any should appear to be due to him according to the Contents of the Brie and Indor-
 ment ag^t which he then and there refused and the said John and Richard further in fact say that they
 the said John and Richard always were and still are ready to pay unto the said William the Ballance
 ag^t when reduced to a certainty according to the Contents of the Brie and Indorment ag^t and that the said Francis
 always was and still is ready to and^t with the said William to reduce the said Ballance to a certainty and
 that they are ready to verify and pray Judgment if the said William his action ag^t against them the said
 John and Richard thereupon to have and maintain ought & Allen Coester

Thereupon the said William Robison by his attorney ag^t prays Leave to Jurgarle
 himself unto the next Court and he hath it and the same day is given to the doct^r also ---

At which said next Court (to wit the thirtieth day of June Anno Dowd One thousand
 Seven hundred and twenty three) came againe the said John and Richard Starger ^{by their attorney ag^t} but the said
 William Robison altho' solemnly called to answer the Plea of the said John and Richard Starger
 about it can plead Comer not but makes default, nor is his writt in the Plea ag^t further prosecuted
 against them the said John and Richard Starger

Therefore it is considered by the Justices here the same day and year last
 mentioned that the said William Robison and his Cledgs in prosecuting be in Mercy & and lett
 (the)

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