

June Court 1723 71

against the said William Summers as well the sum of two pounds seven shillings and one penny his damages of
(214) the sum of £400 as also the sum of Two hundred and forty one pounds of tobacco
by the Court here adjudged unto him for his costs and charges by him about his Suit in this behalf Said out and Expens:
Said and the dopt in mercy

G. D. Mathew Kinnigan } Somerset County ff. John Barelet of Somerset County in the parish of Mary
ag't. } land planter alias dealer, John Barelet of Somerset County planter was summoned
ff. John Barkley --- } to answer unto Mathew Kinnigan of a plea that he tendered unto him the pen:
all sum: of One thousand pounds of good sound merchantable tobacco and Caskew
to him he Owe and from him he unjustly detains &c

And whereupon the said Mathew ff George Dashiell his attorney Complaines that whereas the
said John the twentieth day of November anni: Dom: One thousand seven hundred and seven teen at witness
within the Jurisdiction of this Court was indebted unto the said Mathew in the sum of One thousand pounds of
good sound Tobo. as of certain Writing Obligatory dated the day and year aff which the said Mathew with the Seal of
the said John signed unto Court doth Bring Nevertheless the said John the aff sum of One thousand pounds of tobacco
unto the said Mathew according to the tenor of his said Writing altho after thereunto requested he hath not
tendered nor in any way Contested but the same tender hath decayed and shall doth deny to the damage of the said
Mathew of two thousand pounds of Tobo. and thereupon he brings Suite
Dashiell ff Quert. pledges In Doe Prind. Res

And the said John Barkley in his Own proper person Comes and defends the plea and injury whereof and prays
Leave to Ingross hereunto hereunto unto the next Court and he hath it and the same day is given to the aff also.
At which said next Court to wit the ^{Eighteenth} day of June Anni: Dom: One thousand seven hundred and three Comes
again the said Mathew Kinnigan by his attorney aff and prays that the said John Barkley to his declaration in the
plea aff may answer; But the said John Barkley altho solemnly called Comes not but makes default where:
by the said aff Remains against the said deft thereof undefended

Therefore it is considered by the Justice here the same day and year last mentioned that the said Mathew
Kinnigan Recover against the said John Barkley as well the sum of One thousand pounds of tobacco his
debt aff as also the sum of Two hundred and forty one pounds of tobacco -
(211) by the Court here adjudged unto him for his costs and damages sustained by Creation of the detaining the same
debt and the dopt in mercy

ff. Thomas Dashiell } Somerset County ff. Philip Selby of all the laws Parish in the County of Somersett planter was
ag't. } attached to answer unto Thomas Dashiell of a plea of trespass upon the Case
ff. Philip Selby --- } And where upon the said Thomas by Francis Allen his attorney Complaines that whereas
the said Philip the first day of November anni: Dom: One thousand seven hundred and twenty two of
the parish and County of within the Jurisdiction of this Court was Indebted unto the said Thomas three thousand
(born)