

August Court --- 1723 --- 99

Thereunto Requested but the same to pay hath refused and still doth refuse to the damage of the said Thomas of nine hundred and forty pounds of tobacco and thereupon he brings this suite

Ann <sup>d</sup> 1716	James Bredy dec <sup>d</sup>	D <sup>o</sup>	and	Dashell p <sup>r</sup> D <sup>o</sup> Quetta p <sup>r</sup> D <sup>o</sup> Kild <sup>r</sup> Roe
	To 2 Sows at 201 <sup>s</sup>	---	---	402
1717	To 1 Dillo	1717	---	138
1718	To 1 Dillo	1718	---	204
				<u>744</u>
			Contra	
			By Francis Bowman	---
			By M <sup>r</sup> W <sup>h</sup> ittington	---
				134
				150
				<u>274</u>
			Due	---
				470
				<u>744</u>

Saving Errors of Thomas Dashell

memorand<sup>m</sup> that this day being 22<sup>d</sup> day of August 1723 Came Before me Thomas Dashell and made Oath on the holy Evangelist that the above an<sup>t</sup> is just and that he hath given due Credit & that there lost due four hundred and seventy pounds of tob<sup>o</sup> is just and true to the Best of his Knowledge Teste W<sup>m</sup> Sloughlon

All which said third Tuesday of August to witt the twentieth day of the same month and Dowd One thousand Seven hundred and twenty three Being the day of the return of the said Writ Cometh the said Thomas Dashell by his attorney afo<sup>r</sup> and the Sher<sup>o</sup> of Somersett County to whom the foregoing Writ was directed Likewise Cometh and maketh return there of to the Court here Endorsed in these words following vizt.

Legi<sup>o</sup> Corpus of me Joh<sup>n</sup> M<sup>r</sup> Lester Sher<sup>o</sup>.

Whereupon the said John Bredy administrator as afo<sup>r</sup> in his own proper person Comes and defends the force and Injury whereof and saith that he cannot gainsay the justness of his action afo<sup>r</sup> so as afo<sup>r</sup> against him Brought Nor can he say but that the said Leg<sup>o</sup> ought to recover his damages by reason of the premises afo<sup>r</sup> to the sume of four hundred and seventy pounds of tobacco, and Costs of Suite to be Levied of the good and Chattle which were of the said James Bredy, at the time of his death which to his hands hereafter shall Come to be administered which the said Leg<sup>o</sup> doth not gainsay &

Therefore it is Considered by the Justices here the twentieth day of August and Dowd One thousand Seven hundred and twenty three that the said Thomas Dashell recover against the said John Bredy administrator of the afo<sup>r</sup> James Bredy dec<sup>d</sup> as well the sume of four hundred and seventy pounds of tobacco (Certain damages afo<sup>r</sup> in form afo<sup>r</sup> Confesed) as also the sume of Two hundred & forty five pounds of tobacco by the Court here adjudged unto him for his Costs and Charges by him about his Suite in this behalf laid out & Expended to be Levied on the good and Chattle which were of the said James Bredy at the time of his death and which to the hands of the said John Bredy adm<sup>t</sup> as afo<sup>r</sup> hereafter shall Come to be administered, and I Def<sup>t</sup> in mercy &

J<sup>o</sup> John Lees } memorandum the Leg<sup>o</sup> by Francis Allen his attorney sued Out his Lordships writ afo<sup>r</sup>  
 ag<sup>t</sup> Edward Claps } of Sir Francis against the def<sup>t</sup> the tenor whereof followeth in these words vizt - Somersett  
 County of: Charles absolute Lord and Proprietane of the provinces of Maryland and Avalon -  
 Lord Baron of Baltimore & To the Sher<sup>o</sup> of Somersett County greeting Whereas a certain John Lees lately  
 in the County Court of Somersett on the twenty second day of March in the fifth year of Our Dominion & and  
 Dowd One thousand Seven hundred and twenty before the Worshipfull Charles Ballard Gent<sup>l</sup> and his associates  
 Justices of Our said Court at Dividing Creek, and by Consideration of Our said Court Recovered against a certain  
 (Edward)