

March Court - - - - - 1725 - - - - - 116
 Never kept the said Finch his promise of payment of me nor of me nor regarding
 but plotting & fraudulently intending the same Jos: in that part to defraud & receive
 the said Finch the said Sum of four hundred & twenty pounds of tobacco or any part thereof
 to the same Joseph (at this often by the same Joseph there required after ward being)
 upon the tenth day of Decemr in the year ad at Somerset County ad within the Jurisdiction
 hath not paid or the same Joseph for it in any wise contented but the said Finch
 the same hitherto to pay or the same Joseph for it any way to content hath altogether
 refused and still doth refuse where by the same Joseph says he is worse & hath dam-
 age to the value of one thousand pds of tobacco of the King his Duke &

Finch Jones -		Dr. Contra	
1722 To Service at 121	-	-	121
1723 To L. D. 150	-	-	150
1724 To L. Service 089	-	-	089
To the Interest	-	-	060
			<u>420</u>
		By Balance due to Jos: -	420
		Saving Error of Jos: M. Foster	

A copy of the foregoing doct: and was made & sent to be served on the said with
 the writ in the plea of what said third Tuesday of March to wit the fifteenth day of
 the same month and done one thousand seven hundred & twenty five being day of the
 term of the said writ against the said Jos: M. Foster by his ally & friend of Somerset County
 to whom the foregoing writ was directed Likewise Cometh & maketh return of the Court
 here endorsed - Copy of writ delivered in time of Francis Allen Sheriff

And the said Finch Jones in his proper person Cometh and defendeth the force and Injury
 when & says that he can not gain say the Right his action & so as afd against him brought
 her Cometh say but that the said Right ought to recover his damages by Quareon of the premises
 afd to four hundred and twenty pounds of tobacco and Cost of Suit against him which the said
 Right doth not gain say &c. Therefore it is considered by the Justices here that

the said Joseph M. Foster recover against the said Finch Jones as well the Sum of four hundred
 & twenty pounds of tobacco and his Damages by Quareon of the premises afd in form afd
 276: as also the Sum of Two hundred and seventy six pounds of tobacco by
 the Court here adjudged unto him for his Costs and Charges by him about his Suit in this Behalf
 Paid Out and Expended and doth doth in money &c

The same Command was given to the Sheriff of Somerset County that he should take the
 said James Jones into his custody and him should safe keep so that he might have his Body before
 the Justices of his Lordships County Court of Somerset to be held at Dividing Creek the
 third Tuesday of March then next to answer unto Joseph M. Foster of a plea of trespass upon
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