

Novemb Court. ann. 1726 - - - 19<sup>h</sup>  
Attorneys afd. And the said Tobias by his said attorney pray further Leave  
thereof to Imparle here unto untill the next Court and he hath it and the Same  
Day is given to the afd p[er]son here also ———

Att which said Next Court to witt the Sixteenth day of August Ann. Doud One  
thousand Seven hundred and twenty Six came againe as well the afd Joseph as  
the afd Tobias by their attorneys afd, and the said Tobias by his said attorney  
pray further Leave to thereof to Imparle here unto untill the next Court and he  
hath it and the Same Day is given to the afd p[er]son here also ———

Att which said next Court to witt the fifteenth day of November ann. Doud  
One thousand Seven hundred and twenty Six came as well the afd Joseph as the  
afd Tobias by their attorneys afd - and the afd Tobias attorney of the Same Tobias says  
that he is not informed by the Same Tobias his Client of any answer for the Same  
Tobias to the afd Joseph in the plea afd to be given and nothing else thereof  
says by which the Same p[er]son remainis against the afd Debt thereof undefended.

Wherefore the afd Joseph his Damages by Occasion of the Non performance  
of the promise and Assumption afd against the afd Tobias ought to recover.  
Whereupon at the prayer of the Same p[er]son and by the consent of the Same  
Debt the Justice here according to act of assembly in such case made & provided  
do assest the Damages of the same Joseph by Occasion of the Non performance  
of the promise and assumption afd besides his costs and charges by him about his Suite  
in that part expended to fourteen hundred and twenty One pounds of to —

Therefore it is considered by the Court here the Same day and Year  
last mentioned that the afd Joseph Master Recover against the afd Tobias  
Burke as well the Sum of fourteen hundred and twenty One pounds of tobaco his  
Damages afd, in form afd, by the Justice, afd assest as also the Sum of —  
269 . two hundred and sixty Nine. pounds of tobaco for his costs and charges by him about  
his Suite in that part expended to the Same Joseph by the Court here of his assest  
adjudged and the afd Debt in mercy &c