

March 1726. - - 243  
 apes the Damages of the same Joseph besides his Costs and Charges by him about his Suit in that  
 part expended to five hundred and seventy one pounds of Tobacco

Therefore it is Considered of y<sup>e</sup> said Jos: Mallett recover against y<sup>e</sup> said  
 James Russell as well the sum of five hundred & Seventy one p<sup>ts</sup> of Tob<sup>o</sup> his  
 Damages as by the Indictment of y<sup>e</sup> said ~~James Russell~~ ~~as well~~ the Sum of  
 284 Two hundred Eighty four pounds of Tob<sup>o</sup> for his Costs & Charges by him about  
 his Suit in y<sup>e</sup> part expended by same Jos: by y<sup>e</sup> Court here of his assent ad judic-  
 ed and the ass<sup>ts</sup> Deft in Mercy do

Theodorus Bere Command was given to the Sher<sup>of</sup> Soudsett County y<sup>e</sup> he should  
 take y<sup>e</sup> Jur: Curuall Jur: Gate of Soudsett County Blauter if he should  
 be found in his Bailly with y<sup>e</sup> him should safe keep y<sup>e</sup> the night -  
 have his Body before y<sup>e</sup> Justices of his Lordships County Court of Soudsett to be  
 held at Dividing Creek y<sup>e</sup> third Tuesday of March then next to answer unto  
 Theodorus Bere of a plea of Tresp<sup>on</sup> upon the Case & that thereof he should  
 not fail to do And y<sup>e</sup> said Theodorus Bere by Levin Gale his attly Declared ag<sup>t</sup>  
 the ass<sup>ts</sup> John Curuall Jur: in y<sup>e</sup> plea of Tresp<sup>on</sup> upon the Case

Soudsett y<sup>e</sup> Jur: Curuall Jur: Gate of Synagogue in Soudsett County Blauter was  
 attached to answer unto Theod<sup>us</sup> Bere of a plea of Tresp<sup>on</sup> upon y<sup>e</sup> Case &  
 And whereupon y<sup>e</sup> same Theod<sup>us</sup> Bere by Levin Gale his attly Com<sup>pl</sup> Laines y<sup>e</sup> where:  
 as the ass<sup>ts</sup> Jur: Curuall y<sup>e</sup> tenth day of August one thousand seven hundred & twen-  
 ty six at Soudsett County ass<sup>ts</sup> within the Jur: of this Court was Indebted by same  
 Theodorus Bere in y<sup>e</sup> Sum of Nine Hundred & fifty two p<sup>ts</sup> of Tob<sup>o</sup> for Divers goods  
 wares & Merchandises to him at his Especiall Instance & request before y<sup>e</sup> time by  
 the said Theod<sup>us</sup> before y<sup>e</sup> time sold & delivered as by ass<sup>ts</sup> here with Court produced  
 may appear & so there of being Indebted y<sup>e</sup> said Jur: Curuall in consideration thereof  
 after wards to witt y<sup>e</sup> same day & year ass<sup>ts</sup> at the County ass<sup>ts</sup> & within y<sup>e</sup> ass<sup>ts</sup> Jur:  
 upon himselfe assumed & to y<sup>e</sup> same Theod<sup>us</sup> then & there faithfully promised  
 that he when afterwards he should be there unto requested he y<sup>e</sup> ass<sup>ts</sup> Sum of Nine  
 hundred & fifty two p<sup>ts</sup> of Tob<sup>o</sup> to y<sup>e</sup> same Theod<sup>us</sup> would well & faithfully Content  
 & pay Never the less the same Jur: his promise & assumption ass<sup>ts</sup> in forme add<sup>ed</sup> min<sup>ed</sup>  
 little regarding & plotting & fraudulently Intending him y<sup>e</sup> said Theod<sup>us</sup> in y<sup>e</sup> part  
 Craftily & Subtly to Defraud & Deceive he y<sup>e</sup> said Jur: y<sup>e</sup> ass<sup>ts</sup> Nine hundred & fifty  
 two pounds of Tob<sup>o</sup> or any part thereof to the same Theod<sup>us</sup> hath not y<sup>e</sup> or  
 him for it in any wise Contented altho' y<sup>e</sup> said John y<sup>e</sup> same to doe afterwards to  
 witt y<sup>e</sup> same day & year ass<sup>ts</sup> at y<sup>e</sup> County ass<sup>ts</sup> & within y<sup>e</sup> ass<sup>ts</sup> Jur: by y<sup>e</sup> said Theod<sup>us</sup> was  
 there to requested but y<sup>e</sup> same Jur: y<sup>e</sup> same hither to to doe hath altogether refused  
 & still doth refuse to the Damage of the same Theod<sup>us</sup> two thousand pounds  
 of Tob<sup>o</sup> & thereof he brings this Suite & Levin Gale y<sup>e</sup> Jur: pledges & Jur: dock: Roe

1726 John Curuall Jur:  
 June 7: To 6 Stocking needles 2 1/2 & 100 needles — £0:1:2 1/2 To Sum Totall carried over  
 To 2 Silk Cases 10: & a sifter 2/6 — :3:4 -  
 To aduable Bude 3/ass: Bushies 3/1 — 6 Do Still  
 10:6 1/2