

March Court 1724

Nathaniel Horsey by their attorneys, and the said Nathaniel Horsey by his said attorney as before defined, the force of Injury when he says that the said Amos in action against him to have & maintain ought not because he says that he the said Nathaniel upon the Eleventh day of June Seventeen hundred & Seventeen at Somerset County and within the Jurisdiction of this Court paid unto the same Amos good two thousand pounds of tobacco, in full Satisfaction for the money of in the Bill of mentioned, which said two thousand pounds of tobacco the said Amos then & there did Receive in full Satisfaction for the money of in the Bill of mentioned and that the said Nathaniel is Ready to verify whereof he prays Judgment if the the said Amos his action against him to have & maintain ought & *J. Gale of Doctr*

And the said Amos saith that he by any thing above in pleading alleged from having his action against the said Nathaniel ought not to be Barred because he saith that the said Nathaniel upon the said Eleventh day of June Seventeen hundred & Seventeen did not pay unto the said Amos the said two thousand pounds of tobacco in full Satisfaction for the said twenty pounds in the Bill of mentioned, nor did the said Amos accept of any such Sum of tobacco in full Satisfaction of the said twenty pounds as the said Nathaniel above in pleading hath alleged nor did the said Nathaniel pay unto the said Amos the said twenty pounds in the said Bill mentioned upon the said Eleventh day of June Seventeen hundred & Seventeen and that he prays may be Enquired of by the Country & *J. Allen of Doctr* & the doct^r *J. Gale of Doctr*.

Thereupon Command is given to the Sherif of Somerset County that Immediately he cause to Come here twelve & by whom he who neither he to Pasquiza & because as well & of which said precept the said Sherif to wit Joseph McGarret Gent Now here at this Sixteenth day of March and of One thousand Seven hundred & twenty four and makes Return that he hath here Ready twelve & by his said precept have Commanded and now hereafterward, to wit the same day & year same as was the said Amos Garrott as the said Nathaniel Horsey by their attorneys, and the Jurors of that Jury Impanelled who being called came to wit Adam Spence, John Fleming, Peter Frazer, Charles Townsend, Samuel Alexander, Underwood Plenshor, Richard Chambers, Robert Mitchell, James Round, William Bratton, William Handy, John Caldwell Junr, who being duly Sworn to say the truth in the premises upon their Oath do say that the said Nathaniel Horsey did not pay, on the said Eleventh day of June Seventeen hundred & twenty four unto the said Amos Garrott, the said two thousand pounds of tobacco, in full Satisfaction, for the said twenty pounds in the Bill of mentioned, nor did the said Amos accept of the same in full, Neither did the said Nathaniel pay unto the said Amos the said twenty pounds in the said Bill mentioned, which on the day & year of he ought to have paid.

Therefore it is Considered by the Court here the Sixteenth day of March and of One thousand Seven hundred & twenty four that the said Amos Garrott Recover against the said Nathaniel Horsey