

August Court --- 1725

59

Said James Kelly in his own proper person defends the force and Injury when &c. and says that he cannot gain say the justness of his action &c. as against him brought nor can he say but that the said William Whittington ought to recover his damages by Occasion of the premises but because it is not known to his Lordships Justices what damages the said William Whittington hath sustained as well by Occasion of the Non performance of the promise and assumption &c. as for his Costs and Charges by him about his Suite in that Court Expended - therefore it is Commanded the Sheriff of Somerset County that by the Oath of honest and Lawfull men of his body ward or County he diligently Inquire what damages the said William Whittington hath sustained <sup>well</sup> by Occasion of the Non performance of the promise and assumption &c. as for his Costs and Charges by him about his Suite in that Court Expended and the Inquisition which thereof he should take to the Justices of Somerset County Court at Dwidning Creek the third Tuesday of November Next under his Seale and the seals of those by whose Oath he should make the same Inquisition he send, with this Writt hereof to him directed and the same day is given the said William there also &c.

Item the thirtieth day auct. Dord. One thousand Seven hundred and twenty five Pursuant to his Lordships Writt of Election for the Choosing of <sup>Deputies</sup> Delegates for Somerset County to serve in the Next Assembly to be hold at the City of Ammagolis &c. the Sheriff with Mr. Samuel Hopkins, Capt John Jones, and William Stoughton Esq. Justices, together with the Clerk of the County &c. met at Dwidning Creek at the Court house and made Proclamation thereby giving Notice to all freemen qualified to give votes in an Election, to appear at Dwidning Creek &c. on the Twenty Seventh day of July Next being the Last Tuesday in the same month.

On which day came the said Sheriff with severall of the Justices viz. Mr. Samuel Hopkins, Capt Wm. Blau-mer, Mr. J. Smith, Mr. J. Burnell, Capt John Jones, Capt William Paritt, Wm. Stoughton Esq. & Mr. J. H. And the Clerk of the County Court, the Writt of Election being Read, the severall free holder did vote for Elect Robert King, Leam Gale, Wm. Stoughton, and George Daskill as Delegates for the County &c.

Ordered by the Court that Robert Harris pay unto Southy Whittington, William Shookley, John Lane and Samuel Stephens the Sum of thirty pounds of tobacco Cash for their attendance One day as Evidence Cash for the Lord proprietary against him they having made Oath to the same &c.

Ordered by the Court that Abigail Kable pay unto John Lane, Southy Whittington, William Shookley and Samuel Stephens the Sum of thirty pounds of tobacco being due unto each of them as Evidence attendance One day Cash for the Lord proprietary against her, they having made Oath to the same &c.

Ordered by the Court that Ann Danner pay unto Southy Whittington, William Shookley, John Lane & Samuel Stephens the Sum of thirty pounds of tobacco Cash, being due unto them for their attendance One day Cash for the Lord proprietary against her they having made Oath to the same &c.

Ordered by the Court that Thomas Hugg pay unto Joseph Wailer the Sum of thirty pounds of tobacco being due unto him for his attendance One day <sup>in his name</sup> in behalf of the Lord proprietary against said Thomas Hugg at Suite of the Lord proprietary &c. he having made Oath to the same &c.