

March Court — 1724 — (9)

Attorney Complainant that whereas the said Thomas the Thirty first day of October  
One thousand Seven hundred and Eighteen at the County aforesaid within the Jurisdiction of this Court  
was Indebted to the said Blandina with the Sum of Eight Hundred and fifty pounds  
of good Sound Merchantable Leaf Tobacco as by his Note under hand here within Court  
Produced may more fully appear and so there of Being Indebted the said Thomas  
In consideration thereof afterwards that is to say the said Thirty first day of October  
In the Year aforesaid within the said Jurisdiction upon himself assumed and to the said Blandina  
Then and there fully promised that he when afterwards should be thereunto requested  
By the said Blandina the said Sum of Eight Hundred and fifty pounds of good  
Sound Merchantable Leaf Tobacco to the said Blandina he would well and faithfully pay  
Content and pay Never the less the said Thomas his promise and assumption in form  
aforesaid made still regarding but plotting & fraudulently intending the said Blandina  
In that part craftily and Subtly to Defraud and Deceive the said Thomas since  
the said Sum of Eight hundred and fifty pounds of Tobacco as aforesaid or any Part thereof  
to the said Blandina (although the said Thomas afterwards that is to say the tenth day  
of June One thousand Seven hundred and Twenty Two at the County aforesaid within the Jurisdiction  
aforesaid was by the said Blandina thereunto requested) hath not paid or herefor it in any  
wise contented, but the said Thomas the said Sum to the said Blandina hitherto to pay or  
any wise to Content hath altogether refused and still doth refuse where by the said  
Blandina says she is the worse and hath Damages to the Value of Seventeen hundred  
pounds of Tobacco and thereof she brings this Suit to the said Court of this Jurisdiction  
And the said Thomas since by George Dashiell his attorney Cometh and Defendeth the  
said and Injury where he and prayeth Leave to discharge hereunto until the next Court  
and he hath it and the said day he gives to the said Blandina to remain also

At which said next Court to witt the Sixteenth day of March last past the said Blandina  
being duly sworn saith against the said Thomas since by her attorney  
aforesaid and the said Thomas since by his said attorney say that he cannot gain say the said Blandina her action aforesaid  
as aforesaid against the said Thomas but that the said Blandina ought to recover her Damages by Reason of the promise  
aforesaid to Eight hundred and fifty pounds of Tobacco and of Suits against him which the said Blandina doth not gain say  
Therefore it is considered by the Justice here the said day of Year last mentioned that the said Blandina  
Berman Recover against the said Thomas since as well the Sum of Eight hundred and fifty pounds of Tobacco  
Damages by Reason of the promise aforesaid as also the Sum of three hundred and Twenty Two  
pounds of Tobacco by the said Justice adjudged unto her for her costs and charges by  
her about her Suit in this behalf said out & expended of the said Thomas since in Mercy &