

March Court and 1728

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Archibald Deas Robert Oliver, Peter Fraser, Wm. Hardy, John Hanis, George Benston, Daniel Maddox, Thomas Holbrook who being duly Sworn and sworn to say the truth in the premises, upon their oath do say that the said Elizabeth Standley did assume upon herself in manner and form as the aforesaid Elizabeth Riggini above against her hath complained, and do asess the damages of the same Elizabeth Riggini by occasion of the non performance of the promise and assumption aforesaid besides her costs and charges by her about her suit in that part expended to five hundred pounds of tobacco, and for those costs and charges to one pound of tobacco

Therefore it is considered by the Court here that the aforesaid Elizabeth Riggini Recover against the said Elizabeth Standley her damages aforesaid, by the oaths aforesaid in form as aforesaid to five hundred ^{and} pounds of tobacco as also seven hundred and twelve pounds of tobacco for her costs and charges to the same Elizabeth Riggini by the further of her assent of increase adjudged which certain damages in the whole do amount to twelve hundred and thirteen pounds of tobacco and the ass. debt in mery &c

Lg. Dennis folio Command was given to the Shd. of Somerset County that he should take Henry Schofield late of Somerset County Clerk if he should be found in his bail, with and him should safe keep so that he might have his body before his Lordships Justice of the County Court of Somerset to be held at dividing the third Tuesday of June next to answer unto Dennis folio of assise of trespass &c and that thereof he should not fail &c

At which said third Tuesday of June to wit the twentieth day of the same month and Dow. One thousand seven hundred and twenty eight being the day of the Return of the said writ cometh the said Dennis folio by his attorney aforesaid and the Shd. of Somerset County to whom the foregoing was directed likewise cometh and maketh the Return thereof to the Court here endorsed in these words following vizt Benj. Allen filed.

And the aforesaid Henry Schofield by Robert Serice his attorney comes and defends the force and injury when &c and prays leave to dispute hereunto until the next Court and he hath it and the same day is given to the Shd. here also.

At which said next Court to wit the fifteenth day of August and Dow. One thousand seven hundred and twenty eight came again as well the aforesaid Benj. as the ass. debt by their attorneys aforesaid, and thereupon the ass. Henry Schofield by his said attorney prays further leave to dispute hereunto until the next Court and he hath it and the same day is given to the aforesaid Benj. here also.

At which said next Court to wit the nineteenth day of November and Dow. One thousand seven hundred and twenty eight came again as well the ass. Benj. as the ass. debt by their attorneys aforesaid, and thereupon the ass. Benj. by his said attorney prays further leave to dispute hereunto until the next Court and he hath it and the same day is given to the ass. Benj. here also.

At which said next Court to wit the eighteenth day of March and Dow. One thousand seven hundred and twenty eight came again as well the ass. Benj. as the ass. debt by their attorneys aforesaid, and the ass. debt by his said attorney offer himself against the ass. Benj. in the plea of, but because the ass. Benj. does not declare against the ass. debt in the plea of

Therefore he and his pledges of Breveching be in mery, and that the Names of his pledges be sought for &c and that the ass. Henry Schofield goe thereof without day also it is considered that the ass. Henry Schofield and Recover against the aforesaid Dennis folio his damages by occasion of the premises to one hundred & seventy two — pounds of tobacco to the same Benj. by direction of the Justice here at his request for his costs and charges in that part sustained according to the form of the Statute &c