

said William when therunto afterwards he should be requested he would well and faithfully pay & content, yett notwithstanding the said James his promise and assumption and in form as made nothing - Regarding but plotting and fraudulently intending the said William in that part craftily and subtilly to deceive and defraud the said six hundred and eight pounds of tobacco to the said William altho' the same to do the said James on the 20th day of August in the year 1728 and often afterwards at County and by the said William he was requested hath not paid or to him in any sort contented but the same to him hitherto to do or in any sort to content hath refused and shee doth refuse and deny whereupon he saith that he is worse and hath damage to the value of <sup>his</sup> twelve hundred & sixteen pounds of tobacco and thereupon he brings this suite of Allen & Rud Sledge & Wadsworth

Apelle apine -- 1724

M<sup>r</sup>. James Feillett ----- D<sup>n</sup>

To swearing five Evidences to Grand Jury on three severall Indictments	-----	180
To swearing Jury and Bailife against you	-----	156
To swearing five Evidences on by ass	-----	60
To swearing five Evidences to attendance	-----	60
To your acquittall	-----	80
To your Resignance	-----	72
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Errors Excepted of William Marchmont

AND the said James Feillett in his own proper person comes and defends the force and injury when W<sup>o</sup>. and says that he cannot gainsay the action of the said William nor but that he did assume upon himself in manner and form as the said William above against him hath complained and as to the damage of the same William by him by reason of the premises in that part sustained, the same James says and Confesses that the said William hath sustained damage by reason of the premises besides his costs and charges by him about his suit in that part agreed to six hundred and eight pounds of tobacco and not more, and because the said William denies not this but the same allegation Confesses to be true, prayes Judgment. and those damages above Confessed to gather with his costs and charges as to him adjudged W<sup>o</sup>.

Therefore by Consent of the parties and it is considered that the said William Marchmont Recover against the said James Feillett his damages as to six hundred and eight pounds of tobacco by the same James in form as Confessed as also Two hundred & Eleven pounds of tobacco for his costs and charges as to the same W<sup>o</sup>. at his request by the Court here adjudged, which certain damages amounts in the whole to Eight hundred & Ninety pounds of tobacco, with stay of Execution till the tenth day of November next and so forth in Mercy W<sup>o</sup>.

he Court adjourn till the third Tuesday of August 1729