

November Court ----- 1729 ----- 228

Demur wherupon he says he is worse and hath damage to the value of Six pounds Court money of Maryland
 offered and thereof he brings Suit & Affidavit & pledges as follows in Dolls &c -

De. Henry Smith -----		Contra -----	
To Knott of stage -----	on 1 ^h 4	By 3750 hhd. Stoves -----	240/-
To too of needles -----	out 20	By hoop gales -----	on 1 ^h 4
To 100 of pins -----	out 60	By 400 leading -----	on 19 00
To box Iron -----	out 60	By 48 bus ^{er} Corn -----	40 00
1728 To 1 servant by note -----	15 00 00		
To 1 st of lower -----	out 1 ^h 4		
	<u>15 10 08</u>		<u>12 10 04</u>

Sept. 28: 1729 Errors Croyed of Thomas Cuterbridge

Copy of the foregoing declaration and answer were made and sent to be served on the
 defend: with the writ in the plea aff -

All which said kind hearday of November to wit the twen-
 -ty fourth day of the same month and said one thousand seven hundred and twenty nine being the day
 of the return of the said writ Cometh the said Thomas Cuterbridge by his attorney and hath the fees of -
 Somerset County to whom the foregoing writ was directed likewise Cometh and maketh return thereof
 to the Court heretofore ordered in these words following to wit Legi Legu dicit. delivered in writing for himself

And the said Henry Smith in his own proper person Comes and defends the force and Injury
 when &c and saith that he cannot justify the action &c of the said Thomas nor but that he did
 assume upon himself in manner and form as the said Thomas above against him hath Complain'd.

Wherefore the said Thomas his damages by occasion of the non performance of the promise and assumption
 - on aff against the said Henry ought to recover, but because it is not known what damages the said Thomas
 has sustained by occasion of the non performance of the promise and assumption aff, Comand is to
 the Just: of Somerset County that by the oath of honest and Lawfull men of his County
 246 he diligently Enquire what damage the said Thomas has sustained as well by occasion of the non perform-
 -ance of the promise and assumption aff as for his costs and charges by him about his Suit and that
 part assessed, and the Inquisition which thereof he takes to his Lordship's Justice at the Next Court to be
 hold at dividing Great the third hearday of March next under his seal and the seals of those by whose
 Oath he takes the same Inquisition, he send with his said Lordship's writ to him thereof directed and the
 the same day is given to the said Henry Here also &c

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 To the Hon^{ble} Henry - - - - -
 Rachel Alexander late of Somerset County admt of the goods &
 of Henry Alexander dec^d was attached to answer unto John Hendry of England
 of her part upon the Case &c
 And wherupon the same John Hendry by Lewis Gale his attorney Complain'd
 that whereas the same Henry Alexander in his lifetime the tenth day of May and
 Dowd. One thousand seven hundred and twenty seven at Somerset County and within the Jurisdiction of this
 Court was indebted unto the said John Hendry in the sum of forty two pounds four shillings and
 six pence