

August Court 1730

And the aforesaid Henry Fitzwater in his own proper person came and defended the free and injury when he said that he cannot gain any the action aforesaid of the aforesaid John Fumtall, nor but that he did assume upon himself in manner and form as the aforesaid John above against him hath complained and as to the damage of the same John, by him by decision of the premises beyond his costs and charges by him about his suit in that part appeared to one thousand four hundred and forty six pounds of tobacco and ten pounds current money of Maryland and not more and became the aforesaid John. Says not this but the same allegation confessed to be true pray Judgat for the damage above confessed together with his costs and charges aforesaid to him adjudged &c

Therefore by Consent of the parties aforesaid it is considered that the aforesaid John Fumtall Recover against the aforesaid Henry Fitzwater his damages aforesaid to the aforesaid one thousand four hundred and forty six pounds of tobacco and ten pounds current money by the same Henry in form aforesaid Confessed as also

310 Three hundred and thirteen pounds of tobacco for his costs and charges aforesaid to the same John at his Request by the Court here, by Consent of the parties and adjudged which certain Damages with the whole amount to ten pounds current Money and three hundred & thirteen pounds of tobacco and the aforesaid defect in Merit &c

By Andrew Scott
vs
Hugh Scott

Command was given to the Sher. of Somerset County that he should take Hugh Scott late of Somerset County Merchant if he shall be found in his bail, with and him should safe Keep so that he might have his body before the Justice of his Lordships County Court of Somerset to be held at dividing week the third Wednesday of August then next to answer unto Andrew Scott of a plea of trespass upon the Case &c and that those of his should not fail &c

And the aforesaid Andrew Scott by Levi Gale his attorney complained against the aforesaid Hugh Scott in the plea aforesaid as followeth vid -

Somerset Hugh Scott late of Somerset County Merchant was attached to answer unto Andrew Scott of a plea of trespass upon the Case &c

And whereupon the same Andrew by Levi Gale his attorney complained that whereas the aforesaid Hugh the tenth day of March and did one thousand seven hundred and nine at Somerset County within the Jurisdiction of this Court was indebted unto the same Andrew in the sum of six pounds eleven shillings current money of Maryland and twenty two pounds of tobacco as by account hereunto annexed and here unto Court brought may appear and so thereof being indebted the said Hugh in consideration afterwards to wit the same day and year aforesaid at the County aforesaid and within the aforesaid Jurisdiction of himself upon himself assumed and to the same Andrew then and there faithfully promised that he when afterwards he should be thereto requested he should pay the said sum of six pounds eleven shillings current money and twenty two pounds of tobacco or any part thereof to the same Andrew hath not paid altho' the same be do the said Hugh afterwards vid the same day and year aforesaid at the County aforesaid and within the aforesaid Jurisdiction by the same Andrew was requested but to the same hitherto to do hath altogether refused and still do the refuse whereby the same Andrew says he is worse and hath damage to the value of fifteen pounds two shillings six pence and forty two pounds of tobacco and thereof he brings this suit &c. Levi Gale Esq. Proctor & So Doe W. Roe

Dr. Hugh Scott to Andrew Scott

1727 To Cash Received of Robert Govans p ^r . Bill	£ 2. 11. 0
Aug. To Do. of Thomas Caldwell	2. 11. 0
To Do. of Wm. Bodley p ^r . note	0. 15. 0
To Do. of Jacobus Arabian	£ 6. 11. 0
To 22 pounds of tobacco p ^r the Keyward	

July 2nd: 1730

Errors Excepted of Andrew Scott

Seiler