

1732 ----- 214

June Court. -----
 thousand pounds of tobacco to the ^{Said} John he hath paid and Satisfied yet as to thirteen
 hundred pounds of tobacco residue of the aforesaid four thousand pounds of tobacco
 the Said James his promise and assumption aforesaid in form of made Nothing
 regarding but Plotting and fraudulently ⁱⁿ the Said John in that ^{the} Castlely
 and Subtily to Deceive and Defraud the Said thirteen hundred pounds of tobacco
 to the Said John altho the Same to do the Said James by the Said John on
 the twenty Seventh Day of July in the year aforesaid and often afterwards at
 Somerset County of within the Jur: of he was thereunto Requested hath not
 paid but the Same to him he ther to pay hath refused and still doth refuse
 and Deny to the Damage of the Said John two thousand Six hundred pound
 of tobacco and thereupon he bring Suit & -----

1730^{ny} May: 27th Mr James Shirley -----
 For five Madeira wine ----- 4000: 1731
 June

By my order on you to Sam: Taylor £500 to
 By John Dennis Champ: ----- 1000
 By afo ag: John Magan ----- 100
 By D: ag: D: ----- 100
 By yo: obligation past to me ----- 1000
 ----- 2700
 Bal: due to John Stewart Jun: ----- 1300
 ----- 4000

July 27th 1731 Errors Excepted of
 Stewart Jun

And the aforesaid James Shirley in his own proper person Comes and Defends
 the force and Injury when of and prays Leave there of to Imparted heard in the
 the Next Court and he hath it and the Same day is given to the afo John
 here also of: ---
 At which said next Court to witt the twentieth day of June and Dond Due
 thousand Seven hundred and thirty two came againe as well the aforesaid John Stewart by his attorney
 aforesaid as the aforesaid James Shirley in his proper person, and the Same James as before defendes
 the force and Injury when he and Says that he cannot deny the action aforesaid of the aforesaid
 John nor can he say but that he did assume upon himselfe in manner and form as the aforesaid John
 above against him Complaind and as to the Damage of the Same John by him by occasion of the
 premises in that part Sustained the Same James Doth and Confesseth that the aforesaid ^{John} Sustained Damage
 by occasion of the premises beyond his Costs and Charges by him about his Suit in that part appoynted
 to thirteen hundred pounds of tobacco and noe more and because the aforesaid John deny: not this
 but the Same of allegation Confesseth to be true prays Judge and those Damages above Confesseth
 together with his Costs and Charges aforesaid to him adjudged be
 Therefore by Consent of the parties aforesaid it is founde that the aforesaid John
 Stewart Recover against the Said James Shirley his Damages aforesaid to the afo thirteen hundred
 pound