

November Court — — 1734 — — (240)

The force and Injury when & and prays leave thereof to Ingarle hereuntill next Court and he hath it and the same day is given to the aft Thomas Gardner hereals

Att which said next Court to witt the Eighteenth day of June And Domb One thousand Seven hundred and thirty four came again as well the aft Thomas Gardner as the aft Henry Tomlinson by their attorneys aft and whereupon the same Henry Tomlinson prays further leave thereof to Ingarle hereuntill next Court and he hath it and the same day is given to the aforesaid Thomas Gardner hereals &

Att which said next Court to witt the twentieth day of August And Domb One thousand Seven hundred and thirty four came again as well the aft Thomas Gardner as the aft Henry Tomlinson by their attorneys aft and whereupon the same Henry Tomlinson prays further leave thereof to Ingarle hereuntill next Court and he hath it and the same day is given to the aft Thomas Gardner hereals &

Att which said next Court to witt the Nineteenth day of November And Domb One thousand Seven hundred and thirty four came again the said Henry Tomlinson by his attorney aft and offers himself against the said Thomas Gardner in the plea aft but the said Thomas Gardner ~~did~~ solemnly called Conethud nor is his witt further prosecuted &

Therefore it is considered by the Court here that the aforesaid Thomas Gardner take nothing by his witt and declaration aft but that he and his pledges of prosecuting do with John Doe and Richard Roe be in merry And that the aft Henry goes thereof without day & also it is considered that the aft Henry Tomlinson Recover against the aft Thomas Gardner his damages by Omission of the premises ^{two hundred & eighty three} pounds of tobacco to the said Henry 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 there of made and provided by the Court but adjudged &

N.B. James Lindow To the Worshipfull Justices of Somerset County the Petition of James Lindow of Somerset County
Humbly Sheweth That your Petitioner lately commenced an action in this Court as a Court of Law against Patrick Burke for four pounds Seventeen Shillings and two pence half penny being the Ballance of an account due to your petitioner for Sundry Goods sold & other articles lying in an account in which it so far proceeded that your Petitioner recovered a Judgement by default and prosecuted a writt of Inquerry damages at the speeding whereof the said Burke Insisted that he was not Indebted to your Petitioner any such sum or any sum whatever sometimes pretending he had paid it at other times that the account of your Petitioner was not proved according to Law by which allegations the Jurors were prevailed on to determine against your Petitioner contrary to Law Equity and good Conscience wherefore