

November Court 1733  
said three hogsheds of tobacco out of his hands and possession casually lost with  
said three hogsheds of tobacco afterwards to witt on the aforesaid thirteenth day  
of August in the year aforesaid at Somerset county to the hands and possession  
of the said William by finding came never the less the said William well know-  
ing the aforesaid three hogsheds of tobacco to be of the proper goods and chat-  
tels of the said Theodore and to him the said Theodore of Right to belong and  
appertain plotting nevertheless and fraudulently intending the said Theodore  
of the three hogsheds of tobacco aforesaid craftily and subtilly to deceive  
and defraud the Three hogsheds of Tobacco aforesaid though often thereun-  
to requested to the said Theodore hath not delivered but three hogsheds of  
tobacco afterwards to witt on the first day of September in the year afo-  
at Somerset county aforesaid to his own proper use did convert and dispose  
To the damage of the said Theodore of three thousand four hundred and  
fifty two pounds of tobacco and thereupon he brings Suit & pledges & John Doe  
& Roe

Whereupon the afo William Andrews in his own proper person appears and thereupon the said  
William Andrews at the prayer of the said Theodorus by his attorney is adjudged to give special bail  
to the action afo. Thereupon certain John Scarbrough and Johnson Hill both of Somerset County planters  
present here in Court in their proper persons assumed upon themselves and undertook and each of them  
undertook for the afo William Andrews that if in case the said Theodorus Bore should recover Judgment  
against the said William Andrews in the plea afo or that the said William Andrews should be therein convicted  
that then he the said William Andrews should pay the Condemnation of the Court thereupon or tender his body  
to the Custody of the Just. of Somerset County in Satisfaction thereof or that they the said John Scarbrough  
and Johnson Hill will do the same for him.

And the said William Andrews by George Douglas his attorney comes and defends the force and  
Injury when do and prays leave thereof to Impale hereuntil next court and he hath it and the same  
day is given to the aforesaid Theodore herealso &

At which said next court to witt the Twentieth day of November One thousand Seven hundred  
and thirty three came again as well the aforesaid Theodore as the aforesaid William Andrews by  
their attorneys aforesaid and whereupon the same William says that he cannot gainsay the action  
aforesaid of the aforesaid Theodore nor can he say but he did assume upon himself in manner and  
form as the aforesaid Theodore above against him hath complained and to the damage of the  
said Theodore by him by Occasion of the premises in that part sustained the same William  
saith and confesseth that the aforesaid Theodore hath sustained damages by Occasion of the  
premises further than his costs and charges by him about his suit in part aposed to Seven-  
teen hundred and twenty six pounds of tobacco and not more and because the afo Theodore says not this but  
the same allegation Confesseth to be true prays Judgment and those damages above Confessed together with his  
Costs and Charges afo to him adjudged &

Therefore it is considered by Consent of the parties afo that the afo Theodorus Bore recover  
against the afo William Andrews his damages afo to the afo Seventeen hundred and twenty six pounds of  
tobacco by the afo William in form afo Confessed as also Four hundred & Twenty Six - - pounds  
of tobacco for his Costs and Charges afo to the same Theodorus at his request by the Court here and Consent of  
the parties afo adjudged and the afo doft in mery &

