

Ann. Dom One thousand Seven hundred and thirty Six being the day of the return of the said writ came the said Francis Allen by George Douglas his attorney and the Sheriff of Somerset County to wit Joseph M^r Gester Gent at the same day likewise came and made return that by virtue of the writ aforesaid he had there delivered the body of the said Dennis Driskill whose body before the Justices of his Lordships County Court of Somerset at the same day and in the writ aforesaid mentioned he had there ready &c

And the said Francis Allen by his attorney aforesaid complained against the same Dennis Driskill with plea aforesaid as followeth vizt.

Somerset County s^r Dennis Driskill late of Somerset County planter was attached to answer unto Francis Allen of a plea of Trespass upon the case &c

Alla Whereupon the said Francis by George Douglas his attorney complains that whereas the said Dennis the first day of May Anno Dom One thousand Seven hundred and thirty Six at the County of Somerset aforesaid within the Jur. of this Court was indebted unto the said Francis in One thousand pounds of Tobacco for Ballance of acc^t between them stated and to the said Francis then and there due owing and unpaid and then and there did promise to pay the same when he should be there requested yett the said Dennis the often requested not minding his promise and assumption aforesaid the same to the said Francis hath not paid but the same to him hitherto to pay hath Denied and still doth Deny to the Damage of the said Francis two thousand pounds of Tobacco and thereupon he brings Suit &c
pledg^t by Judge R Roe.

And the said Dennis Driskill in his own proper person comes and defends the force and injury when &c and says that he cannot deny the action aforesaid of the said Francis nor but that he assumed upon himself in such manner and form as the said Francis first above against complained and as to the damages of the same Francis by him by reason of the premises in that part sustained the same Dennis says and acknowledges that the said Francis sustained damages by reason of the premises further then his Costs and Charges by him about his suit in that part appoyed to One thousand pounds of Tobacco and not more and because the said Francis deny's not this but the same allegation sufficeth to be true prays Judgment and those damages above acknowledged together with his Costs and Charges aforesaid to him to be adjudged &c

Therefore by consent of the parties aforesaid it is considered that the said Francis Allen recover against the said Dennis Driskill his damages to the said One thousand pounds of Tobacco by the said Dennis in form aforesaid acknowledged and also pounds of Tobacco for his Costs and Charges aforesaid to the same Francis at his request by the Court now here and consent of the parties aforesaid adjudged which certain damages in the whole amount to pounds of Tobacco and the said Dennis in money &c

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