

June Court 1738 285

himself did assume and to the said John at Somerset County of them and there faithfully promise that the said William would sail in the said Sloop from Boromate Liver and to Sapafras Liver aforesaid and take sufficient Care of all such tobacco or other Merchandise as should be put on board the said Sloop by the said John or any other person by his permission or Order in the said Voyage and the said John in fact says that afterwards to wit on the day and Year of at Somerset County and there was put on board the said Sloop the quantity of Twenty and Seven hogheads of tobacco by a certain Robert Bolton by the permission and order of the said John Dennis to be Carried to the said River of Sapafras and the said John further in fact says that ^{he} the said William was so Negligent in taking Care of the said tobacco as by the said Robert put on board that the said tobacco by means of the Negligence of the said William and for want of his sufficient Care of the said tobacco while it was on board the said Sloop was afterwards to wit on the twenty seventh day of October in the year of at Kent viz at Somerset County of was lost and Entirely damaged by means whereof the said John as owner of the said vessel became Chargeable to pay to ^{the said} Robert Bolton the Damages which he the said Robert Bolton the damages which he the said Robert sustained by means of ^{the} loss spoiling and damaging of the said Tobacco and in fact did pay to the said Robert the Sum of forty pounds Sterling and Nineteen hundred pounds of tobacco for the damage done to the said tobacco whereupon the said John Dennis says he is damaged fifty pounds Sterling and four thousand pounds of tobacco and thereof he brings suit &c

J. J. Blyer Esq. Jur. Soc. R. Hon.

And the said William Melven by William Arbuckle his attorney his attorney Cometh and defendeth the force and Injury when &c. and prayeth thereof to Imparl hereuntil the next Court to be hold at Dividing Creek in and for the County of the third Tuesday of August ^{the next} ^{following} and he hath it and the same day is given to the said John Dennis Jur. Soc. also &c. All which day here came againe as well the said John Dennis Jur. Soc. as the said William Melven by their attorneys &c. and whereupon the same William prayeth further Leave thereof to Imparl hereuntil the next Court to be hold at Dividing Creek in and for the County of the third Tuesday of November the next following and he hath it and the same day