

June Court 1738 293

: pound of tobacco for his Costs and Charges

by him about his defence in that part sustained according to the
form of the Statute in such case thereupon lately made and
provided and the aforesaid Richard in Mercy and that the aforesaid Thomas
have thereof Execution &c.

Wm. Foster Esq.

Wm. Foster Esq. } Command was given to the Sheriff of Somerset County that he should
In. Dawson . . . } John Dawson late of Somerset County planter if he
he should be found in his bailiwicks and him should safe
keep so that he might have his body before the Justices of his Lordships
County Court of Somerset to be held at deviding Creek in the same County
the third Tuesday of June Anno Domini one thousand seven hundred and
thirty eight to answer unto Foster Junlife Esq. of a plea of trespass
upon the case &c. and the same day is given to the aforesaid Foster there &c.

At which day here before His Lordship Justices at a Court then held
at deviding Creek came the aforesaid Foster Junlife by William Golds-
borough his attorney and the sherriffe of Somerset County to witt
John Henry Gent. now here returned that he had taken the aforesaid
John Dawson whose body hereat this day he had ready to answer
unto the aforesaid Foster of the aforesaid plea as to him it was found and
whereupon the aforesaid John Dawson in his proper person comes
and defends the force and Injury when &c. and thereupon the said
Foster Junlife then and there his writt aforesaid against the aforesaid John Dawson
did not prosecute with effect but volenturely suffered his suit to be disconten-
ued. Therefore it is considered that the aforesaid Foster Junlife Esq. take nothing by his writt
aforesaid but be thine of in Mercy for his false clamour and that the aforesaid John Dawson go thereof
without day &c.