

August Court . . . 1737 . . . 98

Given to the aforesaid here also &c. All which day here came againe as well the aforesaid Jacob Waggaman as the aforesaid James Carey by their attorney, aforesaid and whereupon the same James Carey prays further Leave thereof to Impale hereunto the third Tuesday of August then next following and he hath it and the same day is given to the aforesaid Jacob here also &c. All which day here came againe as well the aforesaid Jacob Waggaman as the aforesaid James Carey by their attorney aforesaid and whereupon the same James Carey as before defends the force and injury when then and saith that he is not guilty of the premises above upon him Imposed as the aforesaid Jacob above against him hath Complaigned and of this he puts himself upon the Country and of said Jacob in Likeman.

Thereupon it is Commaunded the Sheriff of the County aforesaid that immediately he should cause to come here the before the Jurors of his Lordships County Court of Somerset at dividing Bench this Instant third Tuesday of August twelve by whom &c. and who within &c. to recognize &c. because as well &c. the same day is given to the aforesaid parties here &c. and the Jurors of that same Jury by John Henry Gent. Sheriff of the same County aforesaid to this Impanelled being called came to wit Edmund Hough Joshua Caldwell John Copp Alexander Tarkie Samuel Long Robert Collier Nehemiah Holland John Goslen William Turpin John Lovington Benjamin Holland and Robert Mitchell who they say the truth of the premises aforesaid being duly Sworn upon their Oath do say that James Carey is guilty of the premises aforesaid in manner and form as the aforesaid Jacob Waggaman above against him hath Complaigned and asked the damages of the same Jacob by reason of the premises aforesaid beyond his Costs and Charges in this part aforesaid to six pounds Eleven Shillings and eight pence Curr. money of Maryland and for those Costs and Charges to one pound of Tobacco

Therefore it is Considered that the aforesaid Jacob Waggaman Recover against the aforesaid James Carey his damages aforesaid by the Jurors aforesaid in form aforesaid as also Twelve hundred and fifty seven . . . pounds of Tobacco for his Costs and Charges aforesaid to the same Jacob by the Court here of his aforesaid Increase adjudged which certain damages in the whole do amount to six pounds of Tobacco Eleven Shillings and Eight pence Curr. money of Maryland and Twelve hundred and fifty eight . . . pounds of Tobacco of the aforesaid James in Maryland

His Lordship Somerset sh. Memorandum: att a deposition of the peace of his Lordship the Right Honorable the Lord Proprietary of the province of Maryland held Mary Crowley . . . at dividing Bench in Somerset County on the third Tuesday of March to wit the fifteenth day of the same month and Dow One thousand seven hundred and thirty six