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And the said Jonathan Shockly by his attorney Esq. Jones and defends the force and Injury when &c. and prayeth Leave thereof to Impartle here untill next Court to be held at Dividing Creek in and for the County Esq. the third of June then next following and he hath it and the same Day is given to the Esq. Francis here also &c.

At which day here came again as well the Esq. Francis Tate as the Esq. Jonathan Shockly by their attorneys Esq. And whereupon the same Jonathan as before, defends the force and Injury when &c. and protesting that the declaration Esq. of the said Francis and the matters therein contained are not sufficient in Law to maintain the action Esq. of the said Francis against him the said Jonathan and he hath no need nor by the Law is held thereto to answer for plea he says that he did ^{not} assume upon himself in manner and form as the said Francis above against him hath complained and of this he puts himself upon the County

And hereupon the said Francis Tate prays Leave thereof to Impartle here untill next Court to be held at Dividing Creek in and for the County Esq. the third Tuesday of August then next following and he hath it and the same Day is given to the Esq. Jonathan here also &c.

At which day here came again as well the Esq. Francis Tate as the Esq. Jonathan Shockly by their attorneys Esq. and hereupon the Esq. Jonathan prays that the Esq. Francis to the Plea of the same Jonathan may Reply but the same Francis altho' solemnly called someth not nor to the Plea of the same Jonathan Replyeth nor in his writt Esq. against the same Jonathan further prosecuted. Therefore it is considered by the Court here that the Esq. Francis Tate takes nothing by his writt Esq. but that he and his pledges of prosecuting to wit . . .

John Doe and Richard Roe are in mercy and that the Esq. Jonathan goes thereof without day

And also it is considered that the Esq. Jonathan Shockly Recover against the Esq. Francis Tate

307 : Bond of tobacco for his costs and charges by him about his defence Esq. in that part sustained by the Court now here adjudged according to the form of the statute in such laws thereof lately made and provided and that the same Jonathan have thereof Execution &c.

J. D. R. H. Duncan Murray . .

W. A. Edmund Grappper Esq. and
of Godfrey Spragle . . .

Command was given to the sheriffs of Somerset County that he should take Edmund Grappper Esq. Late of Somerset County Esq. and of all and singular the goods chattels rights and credits which were of Godfrey Spragle lately deceased at the time of his death with the testament of the said Godfrey annexed if he should be found