

November Court

1741

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Court of Commerce to be held at Dwiding Creek the third Tuesday of November anno Domini One thousand Seven hundred and forty One to answer unto John Scarbrough of a plea of trespass upon the facts and the same day is given to the aforesaid John here by - And the said John Scarbrough complains of the aforesaid Adam in the plea aforesaid in form following. -

Commerce sp. Adam Drayford late of Commerce County Taylor was attached to

answer unto John Scarbrough of a plea of trespass upon the facts

And whereupon the same John by George Douglas his attorney complains

that whereas the said Adam on the first day of January Anno Domini MDCXXXIX at the County aforesaid was Indebted to the said John in the Quantity of nine hundred Eighty and three pounds of tobacco for the like quantity of tobacco by the said John for the said Adam at the especial Request and Instance of the said Adam before that time paid and so being thereof Indebted on Consideration thereof afterwards to wit on the day and year last at the County of upon himself did assume and to the said John Scarbrough then and there faithfully promise that he the said Adam the said nine hundred eighty and three pounds of tobacco to the said John Scarbrough when he should afterwards be thereto Required he would faithfully pay and content And Whereas the said Adam afterwards to wit the day and year last at the County of was Indebted to the said John Scarbrough in the further sum of four Shillings and nine pence Curr. money of Maryland for nineteen pounds of Salted pork by the said John Scarbrough to the said Adam at the Especial Request and Instance of the said Adam before that time sold and delivered and also further Quantity of one hundred and fifteen pounds of tobacco for the like quantity of tobacco by the said John Scarbrough for the said Adam at the Especial Request and Instance of the said Adam to a certain Joseph M^r Lester before that time paid and so being thereof Indebted afterwards to wit the same day and year last at the County of upon himself did assume and to the said John Scarbrough then and there faithfully promise to pay that he the said Adam the said four shillings and nine pence and one hundred and fifteen pounds of tobacco to the said John Scarbrough when he should be afterwards thereto Required he would well and faithfully pay and content Nevertheless the said Adam his severall promises and assumptions last in form last made not regarding but minding and fraudulently intending the said John Scarbrough in that part fraudulently and subtilly to deceive and defraud the said Nine hundred and eighty three pounds of tobacco and one hundred and fifteen pounds of tobacco and four Shillings and nine pence to the said John Scarbrough hath not paid or him for the same in any sort hitherto contented but that he does altogether hath Required and still doth refuse altho thereto afterwards to wit the day and year last at the County of and often since that time by the said John Scarbrough required Whereupon the said John Scarbrough says he is damaged twenty six pounds Curr. money of Maryland and thereof he brings suit &c.

Bledges J. J. Dos and R. Pos.

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