

August Court 1740

James Polk, Daniel Jones, Thos. Small Davis came and were sworn upon that Jury and became the rest of the Jurors of that same Jury did not appear therefore others of those standing by heremits elected by the Sheriff of the County of Somerset and at the request of the aforesaid Francis Allen Junr. and by the Command of the said Justices are newly put on whose names to the pannell within written are affiled according to the form of the Statute in such case made and provided which said Jurors so newly put on to wit / Edmund Hough Thomas Mitchell Isaac Lorton and Edward Rownd being called Likewise came who to say the truth of the premises together with the other Jurors aforesaid first Impanelled and sworn being taken they and sworn upon their Oath say that the aforesaid Robert Geddes the day and year aforesaid did not speak a word or utter any words and publish the aforesaid Words in the declaration aforesaid specified as the aforesaid Francis Allen Junr. above against him hath complained

Therefore it is considered that the aforesaid Francis Allen Junr. take nothing by his writ aforesaid but be thereof in mercy for his false clamour and that the aforesaid Robert Geddes goe thereof without day &c. also it is considered by the Court here that the aforesaid Robert Geddes recover against the aforesaid Francis Allen Junr. six hundred and Ninety Eight pounds of tobacco for his costs and charges by him about his defence in this part Expended by the same Robert by direction of the Justices here adjudged according to the form of the Statute thereof made and provided &c.

At The same

Command was given to the Sheriff of Somerset County that he should take Robert Geddes and Susanna his wife if they should be found in his bailiwick and them should safe keep so that he might have their bodies before the Justices of his Lordships County Court of Somerset to be held at dividing week the third Tuesday of November Anno Domini one thousand seven hundred and thirty nine to answer unto Francis Allen Junr. of a plea of trespass upon the Case &c. and the same day is given to the aforesaid Francis there &c.

At which day here came the aforesaid Francis Allen Junr. by Francis Allen Senr. his attorney and the Sheriff to wit John Henry Gent. now here returned that he had taken the aforesaid Robert Geddes and Susanna his wife whose bodies here at this day he had ready to answer the aforesaid Francis Allen Junr. of the aforesaid plea as to him it was commanded

And hereupon the said Robert Geddes and Susanna his wife puts in their place George Douglas Gent. attorney at Law against the aforesaid Francis Allen Junr. of the aforesaid plea. Whereupon at the request of the parties aforesaid day is to them here given until next Court to be held at dividing week the third Tuesday of March then next following in the same state as at present saving to the parties aforesaid &c.

At which day here came againe the parties aforesaid by their attorneys aforesaid and hereupon the said Francis Allen Junr. complained against the aforesaid Robert Geddes and Susanna his wife in the plea aforesaid in form following. Somerset County sh. Robert Geddes Late of Somerset County