

Subtily to deceive and defraud defrauded this said sum of Nine Hundred Pounds of New Tobacco as afo. or any Part thereof to the said James and Richard hath not Paid or in any way contented with the so to do the said Charles by the said James and Richard hath been requested to witon the 15th day of November in the year of our Lord one Thousand seven Hundred and forty seven and often since at Charles County afo. to pay the same but that neither to, to pay or content the said Charles & Phillips hath altogether refused and told both Refuse to be Damaged of the said James and Richard Eighteen Hundred Pounds of New Tobacco as afo. and the rest of it is brought and set forth.

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And the said Charles in his proper Person comes and defends the force of Injunction when the 6th and says that he cannot deny the action, and offers the said James & Richard not but that he did assume upon himself in manner and form as the said James and Richard against him hath complained nor also but that the said James and Richard hath sustained Damages by reason of not performing the Promises and Assumptions afo. to the said sum of Nine Hundred Pounds of New Tobacco as the said James and Richard above in declaring supposed.

Whereupon the said James and Richard by Jeremiah Chase their attorney afo. pray Judgment and those Damages as acknowledged together with their costs and Charges by him.

And that in this part he is bound and Expended to them to be paid. Therefore it is considered by the Court here that the said James and Richard doth owe against the said Charles the said Damages afo. to Nine Hundred Pounds of New Tobacco above acknowledged as also the sum of one Hundred and Ninety six Pounds of New Tobacco for their costs & Charges by him about his suit in that behalf.

Definued out and Expended on his behalf by the Court here adjudged and this the 15th day of March in the year of our Lord one Thousand seven Hundred and forty seven.

H. William Theobald, Esq

vs
George Jarvin Judgment of Cognovit Actionem,

Charles County vs. George Jarvin late of Charles County Innholder was attached to answer unto Wm Theobald of the County of Frederick upon the leave.

And Whereupon the same William by Thomas Clark his attorney complains that whereas the said George the Day of In the year of our Lord one Thousand seven Hundred and forty six at Charles County afo. was indebted to the said William in the sum of Eight thousand Eight Hundred and thirty seven pounds of Tobacco for divers Particulars lying properly in an account as by the Particular Account thereof shown in the into Court brought may appear and the said George being thereof Indebted in consideration thereof afterwards to wit, the day and year afo. at the County upon himself assumed and to the said William then and there faithfully promised that he the said George the said sum of Eight thousand Eight Hundred and thirty seven Pounds of Tobacco to the said William when there unto afterward should be requested well of the County.