

March Court Term Dominica 1740

Appeal that he render unto them the full and just Sum of Four thousand seven hundred and twenty nine Pound of good Clean well Qualified Tobacco which to them he owes and unjustly detains and so forth — And whereupon the same James and Ignatius by Philip Key their Attorney say that whereas the said Philip Club on the fourteenth day of July in the year of our Lord one thousand seven hundred and forty six at Charles County afo. within the Jurisdiction of this Court by his certain Writing obligatory sealed with the seal of him the said Philip Club and now here shown to the Court the date whereof is the same day and year obliged himself his Heirs Executors Pay unto James Middleton and Ignatius Gardiner the Executors of Vincent Archer Deceased the full and just Sum of four thousand seven hundred and twenty nine Pound of good Clean well Qualified Tobacco in W<sup>ch</sup>. (as convenient in Charles County on demand for the use of the Executors or Legatees W<sup>ch</sup>. the said Philip Club altho' often times Required hath not Paid the afo. Four thousand seven hundred and twenty nine Pound of good Clean well Qualified Tobacco to them the said James and Ignatius or any Part thereof but rather to altogether hath and still doth he pay to pay the same whereupon them the said James and Ignatius say they are the Worse and hath Damage to the Value of Nine thousand four hundred and fifty Eight Pound of good Clean well Qualified Tobacco and therefore they bring suit against the

Philip Club  
 v. James Middleton & Ignatius Gardiner  
 Petitioners  
 v. the said Philip Club  
 Respondent

Whereupon into Court here in his proper Person comes Thomas Canwood of Charles County Planter and becomes Pledge and Security for the said Philip that if it should happen the said Philip in the Pleas should be found that then the said Thomas forfeited and Granted that as much the Debts as all Costs which to the said James and Ignatius in this Part should be adjudged of his Lands and Chattels should be made Seized to and for the use of the said James and Ignatius that if it should happen that the said Philip the Debt & Costs afo. to the said James and Ignatius should not Pay or his body in to the Custody of the Sheriff by Reason thereof Render. And the said Philip Club by Isaaciah Chase his Attorney comes and defends the plea and Injunction &c. and Prays Licence thereof to Imparce here until the Next Court to be holden at Charles Town on the Second Tuesday in June Next and he hath it and the same day is given to the same James and Ignatius here &c. At which day to wit the second Tuesday in June afo. comes as well the said James and Ignatius by their Attorney afo. as the said Philip by his Attorney afo. and the said Philip by his said Attorney Prays further Licence thereof to Imparce here until the Next Court to be holden at Charles Town on the second Tuesday in Aug<sup>r</sup>. Next and he hath it and the same day is given to the same James and Ignatius here &c. At which day to wit the second Tuesday in August afo. comes the said James and Ignatius by their Attorney afo. as the said Philip by his Attorney afo. and the said Philip by his said Attorney Prays further Licence thereof to Imparce here until the Next Court to be holden at Charles Town on the second Tuesday in November Next and he hath it and the same day is given to the same James and Ignatius here &c. At which day to wit the second Tuesday in November afo. comes as well the said James and Ignatius by their Attorney afo. as the said Philip by his Attorney afo. and the said Philip by his said Attorney prays further Licence thereof to Imparce here until the Next Court to be holden at Charles Town on the second Tuesday in

(March)