

June Court Anno Domini 1759.

Eight at the County afo. did make his certain Note in Writing Called a Promissory Note with his proper mark hand and Name thereto subscribed bearing date the some day & year last mentioned and the said Note unto the said James at Charles County afo. did deliver by no. Said Note the said John Gates Promised to Pay James Willson or his order on Demand this ten Hundred Pounds of Good Sound Merchantable Leaf Tobacco in Cash convenient to Content it being the due in Tobacco after the Duties made by Sir the whose said also by force of the Statute the said John became liable and Chargeable to Pay unto the said James the said Sum of fifteen Hundred Pounds of Good Sound Merchantable Leaf Tobacco so as afo. according to the tenor of the Note afo. and so being charged the said John afterwards to wit the day and year lastment at the County afo. upon himself & Heirs and to the said James then and lawfully Committed that the said John the said Sum of fifteen Hundred Pounds of Tobacco so as afo. to the said James when there unto afterwards he should be requested well and truly would Content and Pay. Nevertheless the said John his Comise and Assumption afo. not in the least regarding but minding and fraudulently Intending the said James in this Part Craftily and Subtly to deceive and defraud the said Sum of fifteen Hundred Pounds of Tobacco so as afo. by any Part thereof to the said James hath not Paid altho so to do the said John was on the 17th day of March in the year of our Lord one Thousand Seven Hundred and sixty Eight and of the same at Charles Co. afo. appeared to Pay the same but that unto him hither to, to Pay or Content the said Tobacco hath hitherto Altogether Refused and Withstood the said James hath sustained the Damage of the same James Willson, Ten Thousand Six Hundred Pounds of Tobacco so as afo. therefore Suit is brought to wit

John Doe  
Plaintiff  
John Roe  
Defendant

Whereupon at the Prayer of the said James Willson it is ruled that the said John Gates give special Bail in the Plea afo. and for want thereof the said John Gates Person Court is committed into the Custody of the Sheriff. Knowly Samuel Hanson find there to Remain until he be And the afo. John in Custody afo. in his proper Person Comes and defends the force & Injury intended and saith that he cannot deny the Action afo. of him the said James nor but that he did assume upon himself in Measure and form as the said James against him hath complained nor also but that the said James hath sustained Damages by means of not Performing the Promises and Assumptions afo. to fifteen Hundred Pounds of Good Sound Merchantable Leaf Tobacco in Cash convenient to Content as the said James above in declaring supposes

Whereupon the said James by his attorney afo. Prays Judgment those Damages so Acknowledged together with his Costs and Charges by him about his Suit in this Part laid out & Expended to him to be adjudged. Therefore it is Comanded by the Court here that the said James Willson do Recover against the said John Gates his Damages afo. fifteen Hundred Pounds of Good Sound Merchantable Leaf Tobacco in Cash convenient to Content afo. Acknowledged as also one Hundred and Seventy Pounds and one Quarter of a Pound of Tobacco for his Costs and Charges by him about his Suit in this Part laid out and Expended as afo. by the Court here adjudged and the said

Defendant John in Henry Co

Joseph Dale . . . . . John

Robert Fillingham Esq. Judgment for Attachment

It was Comanded the Sheriff that he should take Robert Fillingham late of Liverpool in the Kingdom of Great Britain Merchant of C. and him safe Keep so that he should have his

(Body)