

June Court Anno Domini 1719

And the said Richard by Thomas Clark his Attorney Comes and defends the force and Injury when it saith. And afterwards to wit the same second Tuesday in June afo. as well the said Robert as the said Richard do agree and Submit that the whole ^{matter} in Variance between them be Determined by Benjamin Fendall Gentleman Referee by the Court here of the Consent of the Parties aforesaid Especially appointed Whereupon it is said to the said Benjamin Fendall by the Court here to. And afterwards to wit the same second Tuesday in June afo. Comes as well the said Robert as the said Richard by their Attorneys afo. as the said Benjamin Fendall the Referee afo. who return to the Court here the following Award Viz.

Charles County sh. I the Subscriber being appointed Referee to hear and determine this Action, do after hearing the Allegations of both Parties Award and give Judgment that Richard Smith the Defendant pay Seven Hundred fifty and four pounds of Tobacco damages for one fourth deducted if paid in Inspected Tobacco, and Cost of Suit, as witness my hand 2 Sept. 1719

Benj. Fendall

Whereupon the said Robert by his Attorney afo. prays Judgment of and upon the Return of the Referee afo. inform afo. found for him to be Given. It is therefore Considered by the Court here that the said Robert do recover against the said Richard his Damages ~~afo.~~ afo. to Seven Hundred fifty and four pounds of Tobacco one fourth of which to be deducted if paid in Inspected Tobacco, so as aforesaid by the Referee afo. Awarded as also the sum of Two Hundred twenty Nine pounds and One half pound of Tobacco for his Costs and Charges by him about his Suit in this part laid out and Expended by the Court here to the same Robert of his Expent by the Court here

Defendant Adjudged and the said Richard Smith in Wobey &c

Wm Middleton

To Charles Courts Judgment on Sir. Repose of Repose of 200

Charles County sh. Charles Courts late of Charles County Planter was Attached for Answer unto William Middleton of a Plea of Trespass upon the Case of South

And Whereupon the same William by Jeremiah Chase his Attorney complains that whereas the said Charles Courts the Day of July in the year four Lord one Thousand seven Hundred and forty eight at Charles County afo. was Indebted to the said William in the sum of Two Thousand five Hundred and fifteen Pounds of Tobacco for divers Articles lying Property in an Account as by the Particular Account thereof herewith into Court brought may appear and being so thereof Indebted the said Charles in Consideration thereof afterwards to wit the day and year aforesaid at the County aforesaid upon himself Assumed and to the said William then and there faithfully Promised that he the said Charles the said Sum of Two Thousand five Hundred and fifteen Pounds of Tobacco to the said William when thereunto afterwards he should be Requested, well and truly would Content and Pay Nevertheless the said Charles his Promise & Assumption afo. not Regarding but minding and Fraudulently Intending the same William in this Part Crassly and Subtly to Deceive and Defraud the said Charles the said Sum of Two Thousand five Hundred & fifteen Pounds of Tobacco or any part thereof to the same William hath not paid nor him for the same in any sort Contented at the said Charles afterwards to wit the Tenth Day of April in the year four Lord one Thousand seven Hundred forty Nine and after afterwards at Charles County afo. by the

James