

(191)

August Court Anno Domini 1759

Whereas all costs which to the said William in this part should be adjudged of his Lands and Chattles should be made and Levied to and for the use of the said William that if it should happen the said Walter the damages and costs a<sup>d</sup> to the said William should not payor his body in to the Jus to dy of the Sheriff by Reason thereof Under. And the s<sup>d</sup> Walter by M<sup>r</sup> Middleton his Attorney Comes and defends the force and Injury return 46<sup>th</sup> and saith that he cannot deny the action a<sup>d</sup> of him the said William Myr in nor that he did a sume upon himself in manner and formes the said William against him hath complained nor also but that the said W<sup>m</sup> hath sustained damages by means of not performing the promises and Assumptions a<sup>d</sup> to one Thousand pounds of Tobacco, Qualified as a<sup>d</sup> as the said William above in declaring supposes. Whereupon the said William by his Attorney a<sup>d</sup> pray Judgment and those damages are Acknowledged together with his costs & Charges by him about his suit in this part laid out & Expended to him to be adjudged. Therefore it is Considered by the Court here that the said W<sup>m</sup> do recover against the said Walter his damages a<sup>d</sup> to one Thousand and pounds of Tobacco, Qualified as a<sup>d</sup>, above Acknowledged as also the sum of Two Hundred fifteen pounds and one half of a pound of Tobacco for his costs and Charges by him about his suit in this part laid out & Expended on his behalf by the Def<sup>n</sup> in this Court here. Adjudged and the said Walter Dodson in May 46<sup>th</sup>

W<sup>m</sup> William Skyring, s<sup>r</sup> Ca. Surm<sup>s</sup> Dem: 900 Tobacco  
Theodasius Stone. Cepu Agreed:

M<sup>r</sup> Stephenson Comp<sup>s</sup> s<sup>r</sup> Ca

Samuel Chunn. Judgment Cognovit Actionem

Charles County s<sup>r</sup> Samuel Chunn late of Charles County Planter was attached to answer unto M<sup>r</sup> Stephenson and company of plea of Trespass upon the Case and so forth. And whereupon the same M<sup>r</sup> Stephenson Company by Esmeak Chase their Attorney complain that whereas the said Samuel the Twenty second day of April In the year of our Lord One Thousand Seven Hundred and forty Eight at Charles Co<sup>ty</sup> a<sup>d</sup> a<sup>d</sup> was indebted to the said M<sup>r</sup> Stephenson & Com<sup>d</sup> in the sum of Eight Hundred and Ninety seven pounds of Tobacco for divers articles lying properly in an account as by the Particular account thereof hereunto to Court brought may appear and being so thereof indebted the s<sup>d</sup> Samuel in consideration thereof afterwards to wit the day and year a<sup>d</sup> at the County a<sup>d</sup> upon himself assumed and to the said M<sup>r</sup> Stephenson & Com<sup>d</sup> then there faithfully promised that he the said Samuel the said sum of Eight Hundred and Ninety seven pounds of Tobacco to the said M<sup>r</sup> Stephenson & Com<sup>d</sup> when thereunto afterwards he should be requested and duly would content and pay. Nevertheless the said Samuel his promise and assumption a<sup>d</sup> not regarding but trusting and fraudulently intending the same M<sup>r</sup> Stephenson & Com<sup>d</sup> in this part craftily and Subtly to deceive and deprave the said Samuel the said sum of Eight Hundred and ninety seven pounds of Tobacco or any part thereof to the same M<sup>r</sup> Stephenson & Com<sup>d</sup> hath not paid nor them for the same in any sort contented altho the s<sup>d</sup> Samuel afterwards to wit the first day of May In the year of our Lord One Thousand Seven Hundred and forty Nine and often afterwards at Charles County a<sup>d</sup> by the same M<sup>r</sup> Stephenson & Com<sup>d</sup> hath been requested but the same to them hitherto, to pay or them for the same in any sort to content hath hitherto altogether Refused and still doth Refuse to the damage of him the same M<sup>r</sup> Stephenson & Com<sup>d</sup> Seventeen Hundred and Ninety four pounds of Tobacco and therefore Sutes brought forth

Pled: 46<sup>th</sup> s<sup>r</sup> Ca  
John Doe  
John Doe