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August y^e 25^th 1702

Did 1702 at Chester river in Said County within the Jurisdiction of this Court with force and Arms that is to say with Swords Clubs Knives and Clubs an Assault upon the Body of her the Said Elizabeth did make and her the Said Elizabeth then and there did beat wound and badly entreat so y^t of her life she did dispare and other Enormities unto her the Said Elizabeth to the Said David did do to the great damage of her the Said Phillip and Contrary to the peace of our Soveraign Lord the King &c Whereupon the Said Phillip by means of the aforesaid Assault Sayth he is damnified in the Sume of the aforesaid Eliz^a and Damage hath Sustained to the Value of two thousand pounds & to that Sume and thereupon he brings this Suit Clark &c^a Sumons &c^a Do: &c^a

And the Said Defend. by Wallace his Atty comes and Defends the force and Injury when &c^a and prays Leave to imparle unto next Court and he hath it. The Same day is given the Plaintiff &

From which Next Court being the 23^d day of June 1702 this Cause was Sent by the Court unto this twenty fifth day of Augt 1702 when comes into Court as well the Plt by his Atty aforesaid as the Def^t by his Atty who further defends the force and Injury when &c^a And Says that the aforesaid Deed of the said Phillip as to the Assault upon the Body of the aforesaid Eliz^a Farrier fore: unto the said Phillip above in y^e aforesaid Deed of the said Phillip contained that Said Deed in Manner and forme aforesaid and the matter therein contained doth not hold Sufficient in Law to cause him the said David to make answer thereunto and that he by the Said Deed in manner and forme aforesaid Set forth hath no waies Sufficiently Shewn by the Law of the Land is bound to answer and this he is ready to aver Whereupon for want of a Sufficient Deed of the said Phillip and Sufficient matter in the Same to be contained he the Said David Morphey prays Judg^t And his Damages to be adjudged &c: Wallace &^c

And now here this twenty fifth day of August aforesaid the Said Demurr. Cause being by the Court heard and fully debated. It is by the Justices Considered that the Said Phillip Hopkins take Nothing by his writt aforesaid but be in Mercy for his false Clamour and y^e the said David go thereof without day & And yeat that the Said David by the Justices here the Same day Philip Hopkins the Sume One hundred pounds of Tobacco for his Costs and Charges in his behalf Laid Out and Expended According to the Form of the Statute &c

Tho: Cook — Kent County in Maryland: —
Dav^d Stevenson — Edward Stevenson of Said County Stands Attached to Answer unto Tho: Cook of the Same County of a plea why wherefore

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