

Reasons in Arrest of Judgment

First Judgment should not be given for the Lord Proprietor because that it appears by the Information and Verdict that the fact charged is out of the Jurisdiction of this Court and in any other County & the Verdict and Information disagree

Lastly the Information is defective in substance

AND thereupon the same Cause was continued until the third Tuesday in August then next ensuing and until the Court shall thereon further advise

AND now here at the said third Tuesday in August being the twenty first day of said Month Anno Domini 1733 the said Charles Smith by Joshua George his attorney and the Lord Proprietor by his attorney and the Court being fully advised in and upon the premises do adjudge the Reasons in Arrest of Judgment insufficient to stay or delay Judgment on the Verdict of the Jurors

AND therefore it is considered by the Justices here to wit at this County at the Court house in the Town of Chester in said County on the third Tuesday in August being the twenty first day of said Month Anno Domini 1733 that the Right Honourable the Lord Proprietor recover against the said Charles Smith the sum of Two Thousand pounds of Tobacco Debt according to the force form and Effect of the Verdict of the Jurors AND the said Defendant in mercy

AND the said Debt by Joshua George his attorney prays an appeal from the said Judgment into the next Court

And being several Recognizances taken by the Justices of this County returnable to this Court upon which the Court thinks it convenient to have a grand Jury upon which ordered by the Court that the Clerk of this Court make a Return to the Sheriff of this County to summon a Grand Jury and make return thereof to the Court here immediately upon which afterwards came John Gresham Gentleman Sheriff of this County and made return of the Grand Jury and the names thereof endorsed as follows

- Simon Wilmer Foreman
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|----------------|-------------------|-------------------|----------------|--------------|
| William Burley | Jeremiah Coontree | Jarvis Spomer     | George Hill    | Benj. Taber  |
| John Trow      | Isaac Freeman     | Benjamin Griffith | Henry Spomer   | Sam. Godding |
| David Jones    | Simon Wilmer Jun  | Richard Howard    | Levi Middleton | John Reading |