

March Court 1717

Several promises and assumptions as in forme as made litle minding but  
fraudulently intending the said ptt. in that behalfe to deceive & defraud the as  
several Sumes of Tobaco which in the whole Amounts unto the Sume of four hundred  
and Sixty two pounds of Merchable Tobaco to the said ptt. altho afterwards viz  
the Eighteenth day of October in the year of our Lord Christ one thousand seven  
hundred and Seventeen. and often after at the parish County Jurisdiction as by  
the said ptt. was thereunto required hath not paid nor made Content for the same  
But that to pay or Content the said Debt. hitherto hath denied & still doth deny to  
the damage of him the said ptt. Nine hundred and Twenty four pounds of Merchant  
able Tobaco and thereupon he brings Sute v. James Willcocks

James Willcocks D. Jan'y 3. 1714 To 1 Jac. 98 Jan'y 3. 1715 To 1 Ditto 150  
Jan'y 3. 1716 To 1 Ditto 214 Total 462. 10<sup>s</sup> 00<sup>d</sup> excepted of Wm Frisby

AND the said Debt. being called came and the said ptt. by his as atty pleag that  
the said Debt. might give Special Baile to the as ptt. which is granted and that  
be kept in safe Custody by the Sheriff of said County until he shall give Special Baile  
as as. And the said Debt. sweth that he cannot gain say the Cution as of him  
the said ptt. nor but that he is indebted as as and is willing that Judgment should  
be entered for the said Sume being four hundred Sixty two pounds of Tob. and Cost  
thereon owing - - Therefore it is ordered by the Court here by this  
Twentieth day of March Anno Domini One thousand Seven hundred and Seven  
teen That the as ptt. William Frisby do recover against the said Debt. James  
Willcocks as well the as ptt. Sume of four hundred and Sixty two pounds of Tob.  
Damages as also the Sume of Three hundred Eighty one pounds of Tobaco  
Cost by the as ptt. about his Sute in this behalfe expended and by the Court here  
of his as ptt. adjudged and the said Debt. in money

and the as ptt. comes into Court in his proper person and acknowledges  
to have Received from the as Debt. the Sume of Eight hundred forty  
three pounds of Tob. it being in full Satisfaction of the Damages and Cost  
in the Judgment as

James Smith

William Frisby  
at  
Nathaniel Pearce

Commanded it was to the Sheriff of Kent County  
the Twentieth day of November in the second year of  
his Lord Ships Dominion v. That he take Nathaniel  
Pearce of Kent County Planter etc. Did Nathaniel Pearce  
of Kent County if he should be found in his Bail with  
and him safe keep so that he have his body before his said Lord ships Justice of the  
next Court to be held at our Court house in the Town of Chester in said County to  
Answer unto William Frisby of a plea that he render him the full and just Summe  
of Nine hundred and Twenty pounds of good Merchable Case Tobaco in Caske to  
containe the Sume of the value of Nine pounds Sterling money which from him  
he unjustly detains &c. And that he have then and there the said writ &c.  
att.