

William Simpson
July 1748
Judgm.

Costs &

next day
to be Aug 1748

to be paid by
& Interest

Therein Against the aforesaid Augustini Washington & Co
undisputed &c. Therefore it is considered that the aforesaid
Augustini & Co do recover against the aforesaid Leonard Phillips
their Debt aforesaid amounting to Fifty Nine Pounds Eight Shillings
and six pence & 4d. &c. &c. Together with Fifteen Shillings (or One
Hundred & fifty pounds of Tobacco) for a Lawyers fee and One
Hundred & Twenty Seven Pounds of good Tobacco for their costs by
them in this behalf expended &c. And the aforesaid Leonard Phillips & Mary

But note this Judgment Except as to the Costs is to be satisfied
by the payment of Seven Pounds fifteen Shillings and six pence
with Interest there on at the rate of five per Cent per Annum to
be computed from the first ^{with} day of June 1740 till the time of
Payment with further Interest of five per Cent on Twenty Nine Pounds
Four Shillings and four pence from December the 22^d 1739 till June
the 24th 1740. Advers.

William Simpson }
against } Tres. & Assault
Robert Horston }

Deny good

Indy for Dy

Appeal

&c

And now come the Parties aforesaid by their Attorneys aforesaid
upon which the facts and matters aforesaid being seen and by
the Court now here fully understood and all and singular the Promises
Being Examined and Mature Deliberation being had there upon
For that it seems to our said Court here that the Writ and Declaration
aforesaid and the matter in the same contained are in no ways sufficient
in Law to have and maintain the Action of the aforesaid William Simpson
against the aforesaid Robert Horston Therefore it is considered
that the aforesaid William Simpson shall take nothing by his Bill
aforesaid but for his false complaint thereof shall be in Mercy.
And the aforesaid Robert Horston may go there on without a Day.
From which Judgment the aforesaid William Simpson moves
for an Appeal to the General Court which is allowed on his giving
Bond and Security William Simpson together with John M. Worley
his Security enter into and Acknowledge their Bond for Prosecu-
ting the said Appeal & it is allowed Accordingly.

William Simpson }
against } Trespass & Asp.
Samuel Horston }

And now come the parties aforesaid by their Attorneys aforesaid
upon

Albany County
July 10 1798

Demurrer adjudged
good

Judgment for Def.

Appeal
&

Upon which the Record and Matters aforesaid being seen and by the Court now here fully understood and all and singular the Premises being Examined and Mature Deliberation being had there upon For that it seems to our said Court here that the Writ and Declaration aforesaid and the matter in the same contained are in no ways sufficient in Law to have and maintain the Action of the aforesaid William Simpson against the aforesaid Samuel Herston Therefore it is Considered that the aforesaid William Simpson shall take nothing by his Bills aforesaid but for his Falsu Complaint thereof shall be in Mercy. And the aforesaid Samuel Herston may go thereof without a Day & From which Judgment the aforesaid William Simpson moves for an Appeal to the General Court which is allowed on his giving Bond and Security. William Simpson together with John W. Herstin his Security enter into and Acknowledge their Bond & for Prosecuting the said Appeals. And it is Allowed Accordingly.

Richard Jenkins }
against } In Debt
Thomas Fitzpatrick }

Plea

Demurrer

Def's plea

The Parties appear by their Attorneys and the Defendant by William Battersby his Attorney Defends the Force and Injury when Demand for Plea saith, Nil Debit Per Legem; and of this he puts himself upon the Country & And the aforesaid Richard Jenkins by James Meredith his Attorney saith that by any thing by the said Thomas Fitzpatrick in manner and form aforesaid above in pleading Alleged he the said Richard ought not to be precluded from having his said Action there on against him because he saith the said plea and the matter in the same contained are not sufficient in Law to preclude him the said Richard from having his said Action against him the aforesaid Thomas. to which said Plea the said Richard answers no necessity, nor is he in any ways bound by the Law of the Land to Answer. And this he is ready to verify. wherefore for want of a sufficient plea in this behalf the aforesaid Thomas prays Judgment and his Debt aforesaid together with his Damages by Creation of the Detaining that Debt to be Adjudged to him &c.

Under in

Demurrer

And the aforesaid Thomas Fitzpatrick saith that the Plea aforesaid by him the said Thomas in manner & form aforesaid above pleaded & the matter in the same contained are good and sufficient in Law to preclude the said Richard from having his Action aforesaid there of against the aforesaid Thomas which said Plea and the matter in the same contained he the said Thomas is ready to Verify and prove as the Court & And because the aforesaid Rich^d hath not answered to the said Plea nor hath hitherto in any wise Denied the same the said Thomas as before prays Judgment and that the aforesaid Richard may be precluded from having his Action aforesaid there of against him the said Thomas &c.