recover against the said Richard Nokes his Term yet to come and unexpired of in and unto all that part of the land aforesaid called Biddison's Neck for which no defence was taken in the Plot in this cause, with the appurtenances; and that he have thereof his possession against the said Richard Nokes. Whereupon on motion of the said Thomas Stiles lessee of the said Jeremiah Biddison by his attorney aforesaid, prays the Judgment of the Court here against the said Job Garretson for the costs and charges which he hath sustained, laid out and expended, in and about the prosecution of his suit against the said Job Garretson in the plea aforesaid, to the time of the entry of the Judgment aforesaid against the said Richard Nokes the Casual Ejector: whereupon the Court here are not advised what Judgment to give of and upon the motion aforesaid, and therefore adjudge that the said Costs and charges be taxed and charged to the said Thomas Stiles lessee of the said Jeremiah Biddison until the Court give Judgment thereupon: Thereupon further process of and upon the premises aforesaid, between the parties aforesaid, by order of the Court here, is further continued until the second tuesday of October next.

At which said second tuesday of October, being the Eighth day of the same month in the year of our Lord One thousand seven hundred and ninety three, to which said day further process was continued, come again into the General Court here, as well the said Thomas Stiles lessee of the said Jeremiah Biddison by his attorney aforesaid, as the said Job Garretson by his attorney aforesaid: Whereupon, all and singular the premises aforesaid of and upon the motion aforesaid being by the Court here seen, heard and fully understood it is considered and adjudged by the Court here, that the said motion of the said Thomas Stiles lessee of the said Jeremiah Biddison be dismiss'd. And it is also considered, that the said Job Garretson recover against the said Jeremiah Biddison lessor of the said Thomas Stiles the costs and charges which he hath sustained, laid out and expended, in and about his defence against the said Thomas Stiles lessee of the said Jeremiah Biddison in the plea aforesaid, to the time of the entry of the Judgment aforesaid against the said Richard Nokes the Casual Ejector: and that he have thereof Execution against the said Jeremiah Biddison lessor of the said Thomas Stiles and soforth: And the said Job Garretson by his attorney aforesaid offers himself ready for Trial against the said Thomas Stiles lessee of the said Jeremiah Biddison in the plea aforesaid: And because the said Thomas Stiles lessee of the said Jeremiah Biddison is not now ready for trial against the said Job Garretson in the plea aforesaid, the said Job Garretson by his attorney aforesaid prays the Judgment of the Court here against the said Thomas Stiles lessee of the said Jeremiah Biddison for the costs and charges which he hath sustained, laid out and expended in and about his defence in this behalf since the last continuance of the plea aforesaid: Therefore it is considered by the Court here, that the said Job Garretson recover against the said Jeremiah Biddison lessor of the said Thomas Stiles the costs and charges which he hath sustained laid out and expended in and about his defence in this behalf since the last continuance of the plea aforesaid: Thereupon further process of and upon the premises aforesaid, between the parties aforesaid, (by

by consent of the said parties by their attorneys aforesaid, and by order of the Court here thereon is further continued until the second tuesday of May next.

And now at this day Court, the said second tuesday of May being the Thirteenth day of the same month in the year of our Lord One thousand seven hundred and ninety four, to which said day further process was continued, come again into the General Court here, as well the said Thomas Stiles lessee of the said Jeremiah Biddison by his attorney aforesaid, as the said Job Garretson by his attorney aforesaid: And the said Job Garretson by his attorney aforesaid as before defends the force and injury when and soforth, and saith that he is no wise guilty of Trespass and Ejectment aforesaid, as the said Thomas Stiles lessee of the said Jeremiah Biddison above against him complains; and thereof puts himself upon the Country; and the said Thomas Stiles lessee of the said Jeremiah Biddison doth the same in like manner: and the said Job Garretson by his attorney aforesaid offers himself ready for trial against the said Thomas Stiles lessee of the said Jeremiah Biddison in the plea aforesaid; but the said Thomas Stiles lessee of the said Jeremiah Biddison although solemnly called, answers or appears not, nor does he further prosecute his action aforesaid against the said Job Garretson in the plea aforesaid: Therefore it is considered by the Court here, that the said Thomas Stiles lessee of the said Jeremiah Biddison take nothing by his Declaration aforesaid; but that he for his false clamour be in mercy and soforth, and that the said Job Garretson go thereof without day and soforth: And it is also considered that the said Job Garretson recover against the said Jeremiah Biddison lessor of the said Thomas Stiles the sum of Eleven thousand five hundred and twenty pounds tobacco, by the Court here adjudged unto him the said Job Garretson on his assent, for his costs and charges laid out and expended by him about his defence in this behalf: and that he have thereof Execution and soforth.

Test John Gwinn Clk.

Valentine Brown against Amos Brown, Nephew and Heir at Law of William Chew Brown.	Case. writ Rule Narratio. Nonpross. Defendants Costs 480. Tob°. Test John Gwinn Clk.
John Coulter against Stephen Steward admor of Stephen Steward.	Debt. writ. Declaration. Oyer of Bond. Pleas. Rule Replications extended.

Memorandum. On the Twenty seventh day of May in the year of our Lord One thousand Seven hundred and ninety four, Judgment was rendered by confession in this cause for the sum of Three hundred and eighty eight pounds seventeen shillings and two pence current money, and the quantity of One thousand One hundred and eleven pounds tobacco the costs of this Suit: To be released on the payment of the sum of Ninety four pounds eight shillings and seven pence current money, with the Interest thereon from the Twenty eighth day of November one thousand Seven hundred and eighty seven and the above costs of this Suit: Subject to Terms filed in form following tovit: It is agreed, that this Judgment shall bind the Defendant, to pay to the Plaintiff his proportion thereof out of (assets