

the offer w<sup>ch</sup> the S<sup>d</sup> Adams had made him for his Land the Christmas before when he had his Tob<sup>o</sup> Undisposed off.

4 That he hath heard that the Def<sup>t</sup> Adams when the Def<sup>t</sup> Brewerton made the Last Deed to him Agreed w<sup>th</sup> the Said Brewerton to Convey the S<sup>d</sup> Land back to the S<sup>d</sup> Brewerton when the Said Adams Should be out of Danger of being Damnified by his being Sp<sup>t</sup> Baile for him at the Complainers Suite ag<sup>t</sup> him and that he hath heard that the S<sup>d</sup> Adams hath professed himself Willing to Comply with the Said Agreem<sup>t</sup>.

5 That he hath heard that the Def<sup>t</sup> Brewerton was very willing that the Def<sup>t</sup> Adams Should purchase Waltams lease and that after the S<sup>d</sup> Brewerton and Adams had passed Bonds about Land the Said Adams was telling that the S<sup>d</sup> Brewerton had offered the fee Simple of Waltoms Lease to the S<sup>d</sup> Adams for One Thousand Pounds Tob<sup>o</sup> upon Condition that the S<sup>d</sup> Adams would take as much more Land as Should be Valued at Six Thousand pounds of Tob<sup>o</sup> for Said the S<sup>d</sup> Brewerton I Owe Caldwell five Thousand and if he Sue me the other Two Thousand will pay the Charges of the Suit upon w<sup>ch</sup> Hannah Waltam Said that the S<sup>d</sup> Brewerton owed Caldwell more and Seven Thousand pounds of Tob<sup>o</sup> would not pay all and asked the S<sup>d</sup> Adams if he would pay the Charges if the Compl<sup>t</sup> Should Sue the S<sup>d</sup> Brewerton to Whom the S<sup>d</sup> Adams gave this answer that if the S<sup>d</sup> Brewerton Carried the Letter w<sup>ch</sup> the S<sup>d</sup> Adams was Writing to the Compl<sup>t</sup> and humbled himself he was Sure the Compl<sup>t</sup> would not Sue him then Hannah Waltam replied that She beleived So too and again Asked the Said Adams if he would pay the Charges if the Compl<sup>t</sup> Should Sue the S<sup>d</sup> Brewerton and the S<sup>d</sup> Adams answered her it was not the first Time he had given Tob<sup>o</sup> to poor men and if Caldwell did Sue him he would pay the Charges The Deponant further Saith that after the Bonds were drawed between the Def<sup>ts</sup> Adams and Brewerton he this Depon<sup>t</sup> hath often advised the Said Adams to gett it Secured as Soon as he could for Brewerton was very Ticklish

Jos. Pemberton. Levin Gale

Depositions of Wittnesses taken at the house of Thomas Gillis in Somerset County upon the 12<sup>th</sup> Day of May 1724 by Virtue of Commission issued out of the Lord Proprys high Court of Chancery to us Directed for the Examination of Wittnesses in a Cause there Depending between John Caldwell Compl<sup>t</sup> and W<sup>m</sup> Brewerton and Alexans Def<sup>ts</sup>.

Thomas Dashed of Somerset Parish in Somerset County aged about 48 years Examined on the part of the Def<sup>ts</sup> Saith as follows Viz<sup>t</sup>.

This Depo<sup>t</sup> beleives M<sup>r</sup> Caldwell in the year 1718 and 19 Arrested W<sup>m</sup> Brewerton in four Severall Actions W<sup>m</sup> Brewerton had not Tob<sup>o</sup> to Satisfie his Debt to M<sup>r</sup> Caldwell at the Time of his [767] Arresting him and further Saith not.

Jn<sup>o</sup> Handy Levin Gale, Rob<sup>t</sup> Martin of Somerset County Sworn and Examined on the part of the Def<sup>ts</sup> Saith as followeth Viz<sup>t</sup>.