Deny the Action &c of the Dft Gale and Peaseley in that he did assume upon himself in Manner and
form as the Dft Gale and Peaseley above against him hath Complained and as to the damages of the said Gale and
Peaseley by him by Occasion of the Premises the same John saith and acknowledgeth that the Dft Gale and Peaseley
have sustained Damages by Occasion of the Premises beyond their Costs and Charges by them about their Suit
in that behalf Expended to Twenty pounds Sixteen Shillings and one farthing Money and not more and because the Dft
Gale and Peaseley deny not that but the same Allegation Grant to be true pray Judgment for their damages
above Acknowledged for their Costs and Charges &c. to them adjudged
Therefore it is Considered that the Pltf Gale and Peaseley Recover against the Dft John
Peaseley his Damages &c. to the Dft Twenty pounds Sixteen Shillings and one farthing Money &c. & the said John in
form &c. Acknowledged as also
247 to the same Gale and Peaseley at their Request by the Court now here of the Assent of the Justices of Pltf
which Certain Damages in the Whole Amount to Twenty pounds Sixteen Shillings and one farthing Money &c
Pounds of Tobo and the Dft John in Mercy &c

Wm Fell Peaseley
Gent Jno Whitingham } Command was given to the Sheriff of Somerset County that he Should take John Whitingham
late of Somerset County Planter if he Should be found in his Bailiwick and him Should safe keep
so that he might have his body before the Justices of the Worshipful County Court of Somerset to be held at Princess
Anne Town the third Tuesday of March Instant One thousand Seven hundred and Sixty Two to Answer unto
John Peaseley of Pltf in a Plea of Trespass upon the Case &c. and the same day is Given to the Dft Peaseley here &c
At which day here Came the Dft John Peaseley by Wm Stagg his Attorney and the Sheriff that
by Writt Returned that he had taken the Dft John Whitingham whose body he had this day he had
Ready to Answer the Dft Peaseley of the Dft plea to him it was Commanded
Whereupon the said John Whitingham at the prayer of the Dft John Peaseley is Adjudged to
Give Special Bail to the Action &c Thereupon Came Wm Gale of Somerset County & Appeared upon himself as
Court in his Proper Person undertook for the said John Whitingham and Assumed upon himself that if
Should happen that Judgment in the plea &c Should be Rendered for the said John Peaseley Against the
Dft John Whitingham that he the said John Whitingham Should be therein Cast that then he the said
John Whitingham Should pay and Satisfy unto the Dft John Peaseley the Judgment of the Court thereupon
or render his body in Execution for that Judgment to the Custody of the Sheriff of the County &c in the Action
Thereof that he the said Wm Gale will do the same for him &c
Whereupon the said John Whitingham put in his place George Stagg and Gent Attorney
Law Against the Dft John Peaseley of the Dft plea
And thereupon at the prayer of the Parties &c Day is to them now here Given until Court
Court to be held at Princess Anne Town the third Tuesday of June then next following in the Shire there
Saveing to the parties &c &c At which day here Came the parties aforesaid by their Attorneys aforesaid whereupon
the said Peaseley Complaining against the Dft John Whitingham in the Plea aforesaid for not satisfying
Seven hundred Sixty and Eight pounds Sixteen Shillings and one farthing Money of Maryland which
of Right and by the Custom of the County aforesaid ought to be paid unto the said John Peaseley &c
Seven hundred Sixty and Eight pounds Sixteen Shillings and one farthing Money of Maryland which
the said Peaseley Complained against the Dft John Whitingham in the Plea aforesaid for not satisfying
of Right and by the Custom of the County aforesaid ought to be paid unto the said John Peaseley &c
And thereupon the said John Whitingham the first day of August in the Year of Our Lord One thousand
Seven hundred Sixty and Eight the County aforesaid Indebted unto the said John Peaseley in the Sum of Seven hundred
Sixteen Shillings and one farthing Money of Maryland for the Sundry Articles and things in the Account hereto Annexed mentioned
and by thereof Indicted being the said John Whitingham in Consideration thereof afterwards to wit the same
Day and Year aforesaid the County aforesaid upon himself Assumed and to the said John Peaseley then and there faithfully
Promised that he the said John Whitingham the Sum of Money aforesaid when he Should be thereto afterwards
Required to the said John Peaseley well and faithfully would pay and Contented Nevertheless the said John
Whitingham his Promise and Assumption aforesaid made the Regarding his binding and fraudulently intending
the said Peaseley in that part craftily and subtilly to deceive and defraud the Sum of Money aforesaid to the said
Peaseley hath not paid him for the same in any Sort Contented altho the same to the same John Whitingham
afterwards but the same Day and Year aforesaid and after since at the County aforesaid by the said Peaseley was Required
but