

plea of trespass upon the case and so forth. And Whereupon the said Wilson Hath by Sam^l Wilson his Attorney complains that whereas the said Benjamin Burridge on the twenty second Day of December in the Year of our Lord one thousand seven hundred and sixty Two at the County of was Indicted unto the said Wilson in the sum of Five pounds Current Money of Maryland it being for the article in the account hereto annexed mentioned and to the said Indebted being in Consideration thereof afterwards to wit the Day and Year of at the County of upon himself did assume and to the said Wilson then and there faithfully did promise that he the said Benjamin should be thereto afterwards required. Nevertheless the said Benjamin his promise and assumption in form of made Liable regarding but plotting and fraudulently Intending the said Wilson in that part craftily and Subtily to deceive and Defraud the said sum of Money to the said Wilson he hath not paid nor him for the same in any sort hitherto Contented but the same to him to pay hitherto altogether hath refused and still doth refuse altho thereto afterwards to wit the Day and Year of at the County of and often since by the said Wilson Required To the Damage of the said Wilson in the sum of Fifteen pounds Current Money of Maryland and thereof he brings Suit & pledges Doe & Roe

His which day here came the of Wilson Hath by Samuel Wilson his attorney and the sheriff to wit Ephraim Wilson sheriff of the County of now here returned that he had taken the of Benjamin Burridge where he is at this day he had wady to answer the of Wilson Hath of the of plea as to him it was Comanded and further the same sheriff returned that he had served the of Benjamin with a copy of the foregoing Declaration according to act of assembly in such case provided and so forth. Whereupon at the prayer of the of Wilson Hath the of Benjamin Burridge is adjudged to give special Bail to the action of

Whereupon a certain William Allen, George Hayward, Thomas Hayward, Thomas Robertson, Jonas Hanson, John Done, John Dennis Junr, George Fanning, Henry Lowes, Junr, Joseph Forman, Gent. all present here in Court in their proper persons undertook for the said Benjamin Burridge and assumed upon themselves that if it should happen that Judgement in the plea of should be Rendered for the said Wilson Hath against the of Benjamin Burridge or that he the said Benjamin should be therein convicted that then he the said Benjamin should pay and Satisfy unto the said Wilson Hath the Judgement of the Court thereupon or render his body in Execution of such Judgement to the prison of the sheriff of Somerset County in Satisfaction thereof that they the persons above named will do the same for him

Whereupon the said Benjamin by George Hayward his Attorney comes and Defends the force and Injury when he said that he cannot deny the action of of the of Wilson Hath nor but that he did assume upon himself in Manner and form as the of Wilson above against him hath complained and as to the Damage of the same Wilson by him by Occasion of the premises in that part sustained the same Benjamin Burridge saith and acknowledgeth that the of Wilson hath sustained Damages by Occasion of the premises beyond his Costs and Charges by him about his suite in that part opposed to five pounds Current Money and not more and because the of Wilson Hath denies not this but the same allegation Grants to be true Prays Judgements for these Damages above acknowledged together with his costs and charges of to him to be adjudged & so

Therefore by Consent of the parties of it is considered that the of Wilson Hath recover against the of Benjamin Burridge his Damages of to the of Five pounds Current Money by the of Benjamin in form of acknowledged as also

207 pounds of Tobacco for his costs and Charges of to the same Wilson Hath at his request by the Court now here of the agents of the parties of adjudged which certain Damages in the whole amounts to Five pounds Current Money and pounds of Tobacco and the of Benjamin in Mercy

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