

March Court 1763 200

Samuel Jackson's Bailly	By 113 Dollars 2/4/6	£ 25.8.6
March 1763 To money paid in the land office for your	By 104 Pistoles 2/16/6	£ 19.3
Saving Excors of Joseph Collins	Ball Due is Sterling	34 1.9
		3.6.6
		£ 7.5.9

1762 Aug 7th Then came before me the subscriber one of his Lordships Justices for the county of Worcester the a^d Joseph Collins, proved the above acc^t according to Law, before Benjamin A Copy of the foregoing declaration was made, sent to be served on the def^t in order for speedy Trial At which day here came the a^d Joseph Collins by Littleton Dennis his Attorney and the sheriff to wit Ephraim Wilson now here returned that he had taken the a^d Samuel Jackson Bailey whose body here at this day he had ready to answer the a^d Joseph Collins of the a^d plea cast to him it was commanded and further the same sheriff returned that he had served the a^d Samuel Jackson with a copy of the foregoing declaration according to act of assembly in such case provided &c

Whereupon at the prayer of the a^d Joseph Collins the a^d Samuel Jackson Bailey is adjudged to give special bail to the action a^d. Thereupon a certain Stephen Bailey present here in court in his proper person undertook for the said Samuel Jackson, a^d upon himself that if it should happen that Judgement in the plea a^d should be rendered for the said Joseph Collins against the said a^d Samuel Jackson Bailey or that the said Samuel Jackson should be therein convicted that then he the said Samuel Jackson should pay, satisfy unto the a^d Joseph Collins 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 or that he the said Stephen Bailey will do the same for him & for his

And the a^d Samuel Jackson Bailey by William Hayward his Attorney comes and defends the plea and in jury whereat and says that he did not assume upon himself in manner and form as the a^d Joseph above against him hath complained and of this he puts himself upon the country &c. the a^d Joseph in like manner Thereupon it is commanded the sheriff of Somerset County that he should cause to come before the Justices of his Lordships County court of Somerset at the next court to be held at princeps Ann Town the third Tuesday of March then next following Twelve &c. by whom &c. and who neither &c. to Recognize &c. because as well &c. and the same day is given to the parties a^d Here &c.

At which day here came as well the a^d Joseph Collins as the a^d Samuel Jackson Bailey by their Attorneys a^d the sheriff to wit Ephraim Wilson now here returned the a^d writs of Venire facias and the names of the Jurors in all things served, Executed and the Jurors of that Jury thereof Impannelled being called to wit William Shavin, John Piper, Robert Elroy, William Tugim, Elias White, Aaron Stirling, Thomas Standy, John Anderson, Joshua Nitch, Jonathan Sull, Nehemiah Worman, William Roberts, Lewis who to say the truth of the premises being elected by and sworn upon their Oath say that the a^d Samuel Jackson Bailey did assume upon himself in manner and form as the a^d Joseph Collins above against him hath complained and a^d the damages of the said Joseph by occasion of the non performance of the promise and assumption a^d beyond his costs and charges by him about his suit in that part Opposed to three pounds Ten shillings five pence three farthings sterling money of Great Britain &c. for these costs and Charges to one pound of to

1039 tobacco
Therefore it is considered that the a^d Joseph Collins Recover against the a^d Samuel Jackson Bailey his Damages a^d by the Jurors a^d in form a^d a^d as also
1034 pounds of Tobacco for his costs & charges a^d To the same Joseph by the court here of his a^d of Increase a^d judged which certain Damages in the whole amount to three pounds ten shillings five pence three farthings sterling money of Great Britain &c.
pounds of Tobacco the a^d Samuel Jackson in mercy &c.

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