

Which next Court being an adjourned Court all p^{er}sons were contⁱⁿg^{ed} Thert^r Court
constab^les hands untill 23rd day of Sep^r following
all which said Court viz^t 23rd day of Sep^r anno Domⁱ 1701 day of Sep^r returns of said
writt came Elias King high Thert^r of said County & made returns thereof viz^t

And y^e said plaint by Richard Macklin his att^y moving Court that y^e said Defond^t
Dan^l Norris may contⁱⁿg^{ed} Thert^r Custody untill he find E^{ss} & baile to said action which
was by y^e Court granted and thereupon Ordered That Elias King high
Thert^r of this County doo keep in his Custody y^e body of y^e said Defond^t Dan^l Norris
untill he find E^{ss} & baile to y^e action depending between Edw^d Bathurst & said Norris

And y^e said Defond^t was contⁱⁿg^{ed} Thert^r Custody untill this present Court viz^t 2^o day
of Novem^r anno Domⁱ 1701 then came y^e said Defond^t Dan^l Norris into open Court and
bring^{ing} Edward Nestor his security along with him who promised that y^e said Defond^t shall
pay condemnation if cast or else he will doo it for him
On which said day y^e said Defond^t by Michael Earle his att^y appeared y^e said Cause
standing for finally y^e plaint Doed
Kent^l Dan^l Norris stands attached to answer unto Edward Bathurst of a plea of Trespass

upon y^e said
And whersupon y^e said Edward Bathurst by Richard Macklin his att^y complains that
whersas y^e said Edward Bathurst by ninth month day of Apr^l anno Domⁱ 1699 and contⁱⁿg^{ed} untill
third month day of Decem^r anno Domⁱ 1700 att^y facill County within y^e Jurisdiction of this Court
at y^e I^{st} instance and request of y^e said Dan^l had sold & solued unto y^e said Dan^l divers
goods wares & Merchandizes amounting to y^e Sum of four thousand one hundred thirty one pound
of I^{st} and also at y^e 2^{d} instance & request of y^e said Dan^l in y^e year of I^{st} within y^e
Jurisdiction of I^{st} had sold to severall persons with y^e Sum of four hundred sixty nine
pounds of I^{st} all which goods wares and Merchandizes sold & solued and sold to severall
persons as aff^r amounting in y^e whole to y^e Sum of four thousand six hundred pounds of
 I^{st} as by an au^t therof to this Court anno^d and here in Court brought by same apperas
In consideration whersof y^e said Dan^l upon himselfe assumed and unto y^e said Edward
then & there faithfully promised that as y^e said Dan^l when therunto aff^r or ward
required y^e aff^r Sum of four thousand six hundred pounds of I^{st} unto y^e said Edward
would well & truly content & pay and altho y^e said Dan^l hath paid and solified unto y^e said
Edward y^e Sum of one thousand five hundred sixty & three pounds of I^{st} part of y^e said
four thousand six hundred pounds of I^{st} yet as to y^e residue therof being three thousand
thirty and seven pounds of I^{st} y^e said Dan^l his promise and assumption aff^r altho
minding or regarding but plotting contriving and fraudulently intending him y^e said Edw^d
in that behalf craftily & subtilly to deceiver and defraude y^e aff^r Sum of three
thousand thirty & seven pounds of I^{st} unto y^e said Edward altho therunto aff^r or
required hath not paid but y^e said Dan^l to pay hath denyed & refused & still doth deny
& refuse & unjustly detaine to y^e Damages of y^e said Edward six thousand seven hundred &
four pounds of I^{st} thereupon he bring^{ing} this Suite Macklin p^{er} y^e p^{er} y^e In Doe
Richard Rex

M^r
with
Mar
1699

May

June
Aug^l
Decem^r

Edw^d
Dan^l
Aff^r
Jury