

March 1722

whom^e and say that he cannot give any the ^{of} his action ag^t against him brought nor can he say that that the Bill or writing Obligatory ag^t in his act and deed and that the debt therein mentioned is yett due and unsatis- fied wherefore the said ^{of} Cray's Judgm^t for his debt ag^t and his Costs and Damages Sustained by Omission of the detaining the same debt to him to be adjudged

Therefore it is Considered by the Justice that the nineteenth day of March And Dow One thousand Seven hundred and twenty two that the said Christopher Cray Recover against the said Henry Bishop as well the Sum of Eight pounds Nine Shillings and Seven Pence Curr^t money of this Crown as his Debt ag^t as also the Sum of Two hundred and eighty three pounds of tobacco by the Court here adjudged unto him for his Costs and Damages Sustained by Omission of detaining the same Debt and the debt in money

Robert Martin } Committed was sworn to the Sheriff of Somersett County that he should take John Stewart of Stogrey
John Stewart } Carish in Somersett County where if he should be found in his Bailwick and him should safe keep
So that he might have his body before the Justice of the Lordships County Court of Somersett the third Tues- day of March then next to answer unto Robert Martin of Agloe of the same County upon Oath &c. and that those of his should not fail &c. And whereupon the said Robert by Francis Alton his attorney Complain^t that whereas the said John the thirteenth day of November and Dow One thousand Seven hundred and twenty two at the Carish and County ag^t within the Jurisdiction of this Court was indebted unto the said Robert in the Sum of four hundred and eighty pounds of tobacco for Lewis Sheriff's fees publick dues and for barons thereupon to the said Robert then and there due owing and unpaid as by an aud. thereof hereunto annexed may in Court appear and being so thereof indebted the said John in Consideration thereof afterwards to witt the day and year ag^t at the place ag^t upon him selfe did assume and to the said Robert then and there did faithfully promise that he the said John the ag^t four hundred and eighty pounds of tobacco to the said Robert when he should be afterwards thereunto requested he would well and faithfully pay and Content Never the less the said John his promise and assumption ag^t in form ag^t made little regarding but plotting and fraudulently Intending the said Robert in that part Craftily and Subtly to devise and defend the ag^t Sum. of four hundred and eighty pounds of tobacco to the said Robert to shall not paid or to him for the same in any wise Contented altho' the same to do the said John by the said Robert on the first day of December in the year ag^t and often afterwards at the Carish and County ag^t and within the Jurisdiction ag^t to witt thereunto requested but it came to him to pay or in any wise to Content hath refused and shall doth refuse to the Damage of the said Rob^t Nine hundred and twenty pounds of tobacco and thereupon he bringeth Suite

Allen the Clerk of the Peace for the County

At the which said third Tuesday of March to witt the Nineteenth day of the same Month And Dow One thousand Seven hundred and twenty two being the day of the return of the said Writ Com^{is} the said Robert Martin by his attorney ag^t and the Sheriff of Somersett County to whom the foregoing writt was directed Likewise Com^{is} and makes return thereof to the Court here Endors^t in these words following vizt Copy of Ser. M^r Carter's Return
Whereupon the said John Stewart being called appears and thereupon the said John Stewart at the prayer of the ag^t attorney ag^t is adjudged to give Special Bail to the action ag^t thereupon