

March 17 1722

Same tenth day of March in this year and within the Jurisdiction and in Consideration thereof upon themselves
 did assume and unto the said John Caldwell then and there faithfully did promise that they the said John Layton
 and George Hutchins the said Nine pound Court money and unto the said John Caldwell when thereof afterwards
 they should be required well and faithfully would pay and Content and altho' the said John Layton and George
 Hutchins thirty Seven Shillings and Nine pence residue of the said Nine pound Court money and to the said John
 Caldwell they have paid and satisfied yet as to Seven pounds two Shillings and three pence residue of the said
 Nine pound Court money the said John Layton and George Hutchins their promise and assumption and in
 form made little regarding but minding and fraudulently intending in the said John Caldwell in his part
 craftily and subtilly to deceive and defraud the said Seven pounds two Shillings and three pence or any part thereof
 of unto the said John Caldwell have not paid or in any sort Contented altho' to do the same the said John Layton and
 George Hutchins afterwards to with the first day of October in the year of Our Lord God one thousand seven hundred
 and twenty One and often afterwards in the County and within the Jurisdiction of the said John Caldwell they
 were requested but that unto him hitherto to pay or in any sort to Content altogether have refused and still do
 refuse to the damage of the said John Caldwell of fourteen pounds Court money and thereupon he brought the
 Suite & Altho' the Judge hath said he

A Copy of which foregoing doct^r was made and sent with the writ in the Eve after said

At which said third Tuesday of March next to with the Nineteenth day of the same month being the day of the
 return of the said writ and Dow One thousand seven hundred and twenty two Comes the said John Caldwell
 by his attorney and the Sheriff of Somerset County to whom the foregoing writ was directed Edward Jones and
 makes return thereof to the Court here Endorsed in these words vizt — Copi Capus of Joseph McCarter Sheriff

Whereupon the said John Layton and George Hutchins in their proper persons Come and defend the
 said and Injury when &c. and say that they cannot gain say the right Jurisdiction and so as against them brought
 nor can they say but that the said John ought to recover his damages by reason of the Complaint and to the
 sum of Seven pounds two Shillings and three pence Court money and Costs of Suite against them which the
 said John doth not gain say

Therefore it is Considered by the Justice here

Nineteenth day of March And Dow One thousand seven hundred and twenty two and that the said John
 Caldwell doth recover against the said John Layton and George Hutchins as well the sum of Seven pounds
 two Shillings and three pence Court money and his damages and in form as before as also the sum of
 three hundred and Eighty

for his Costs and Charges by him about his default in this behalf said Out and Expended and of Costs
 in money &c

John Banister } Committed was given to the Sheriff of Somerset County that he should take William Jones of
 W^m Jones } Maresfield in Somerset County Gloucest^r if he should be found in his Bail and he should
 safe Keep so that he might have his Body before the Justice of his Lordships County Court
 of Somerset to be held at Dwiding Creek the third Tuesday of March then next to answer unto John
 Banister of a plea of trespass upon the Case &c. and that thereof he should not fail &c. And the said