

March Court --- 1723 --- 164

in custody as aforesaid as well for ~~Barth~~ of Indian Combs damages by Commission of the premises aforesaid as also the sum of two hundred and eighty three pounds of tobacco by the Court here adjudged unto him for his costs and charges by him about his suite in this behalf said but expended & the debt in mercy &c. And that the said debt remain in custody of the Sheriff of Somerset County to be by him in the prison of the said County safe kept untill the debt of his damages & costs aforesaid shall be fully satisfied &c.

Thomas Dashiell

This being an action of trespass upon the case &c. wherein the Sheriff of Somerset County to whom the writ in the same action was directed Comor & master return there of to the Court here Endorsed by the Court for Mr. Justice Stow -

Whereupon the said Sheriff altho' solemnly called brings not in the body of the said Thomas Quillin according to the return of the writ in the plea aforesaid - thereupon the said Sheriff prays full return until next Court to bring in the body of the said Thomas Quillin to answer &c. which to him is granted At which said next Court to wit the seventeenth day of March and doth one thousand seven hundred and twenty three comes the said Sheriff and brings into Court the said Thomas Quillin to answer &c. Thereupon the said Thomas Quillin at the prayer of the said attorney is adjudged to give special Bail to the action aforesaid, but for want thereof the said Thomas Quillin is committed into the custody of the Sheriff of Somerset County there to remain &c. the said Sheriff being present herein Court took charge of the said Thomas Quillin accordingly &c. and afterwards in the same Court the Justices of the County aforesaid return a special Bail come by them taken according to an act of assembly in this province now in force which follows in these words viz. Thomas Dashiell of the County of Somerset aforesaid doth hereby do under take for the said Thomas Quillin debt in the sum of ten pounds current money to be levied on your goods and chattels, Lands and tenements to the use of the said Thomas Dashiell upon condition that if the said Thomas Dashiell do obtain Judgment in a certain action of trespass upon the case depending in Somerset County Court against the said Thomas Quillin debt, that then the said Thomas Quillin shall pay the condemnation of the Court thereupon or deliver himself to the custody of the Sheriff of the said County in satisfaction thereof or you Jonathan Jackson will do it for him you acknowledge you self to be content therewith this taken the 14th day of April and 1723 before us James Dashiell Justice of the Peace

Robert Martin } Somerset County for John Strong of Stegway Parish in the County of Somerset Clerk  
G.D. John Strong } was attached to answer unto Robert Martin of a plea of trespass upon the case &c.  
And whereupon the said Robert by Francis Allen his attorney Complaines that whereas the said John the thirtieth day of November and doth one thousand seven hundred & twenty two at the parish and County aforesaid within the Jurisdiction of this Court was indebted unto the said Robert in four hundred & sixty pounds of tobacco for Lewis and for bearance thereupon to the said Robert then and there due being and unpaid as by an account there of returns annexed may in Court appear and being so thereof indebted, the said John in consideration thereof afterwards to wit the day and year aforesaid at the place aforesaid upon himselfe did assume and to the said Robert then and there did faithfully promise that he the said John the aforesaid four hundred and sixty pounds