unto the above said John, James Cornelius & Comfort Deverie their heirs &c or assigns their full & just Portions to be paid them according to the Will of the Said dec^d. when they shall attain to full age according to act of Assembly then the above Obligation to be void Otherwise to remain in full force & virtue —

Signed Sealed & Delivered in the presence of —
Thomas Hayward, William Taylor

Anna Deverie
Samuel Deverie —
Wm. Hopkins —
Cornelius his C mark Curtis

Ad: Thomas Dukes ag^t Jo: James Henderson } Somerset County fs: James Henderson of Coventry Parish in Somerset County planter was attached to answer unto Thomas Dukes of a plea of trespass upon the Case &c. —

And whereupon the Said Thomas by Francis Allen his attorney Complains that whereas the Said James the first day of may anno Domi One thousand Seven hundred & twenty four at Somerset County aforesaid within the Juridiction of this Court was Indebted unto the Said Thomas in the Sum of Eight hundred pounds of tobacco for so much by the Said Thomas for the Said James at the Speciale Instance & Request of the Said James then & there before that time deposited & paid and Being so thereof Indebted the Said James in — Consideration thereof the day & year aforesaid at the place aforesaid upon himself did assume and to the Said Thomas then & there did faithfully promise that he the Said James the Said Eight hundred pounds of tobacco to the Said Thomas when he should be afterwards thereunto requested was and faithfully he would pay & Contented Nevertheless the Said James tho' often Requested the Said Eight hundred pounds of tobacco to the Said Thomas he hath not paid but the Same to him hitherto to pay hath Refused & that doth Refuse & deny — whereupon the Said Thomas saith he is worse and hath damage to the value of Sixteen hundred pounds of tobacco and therefore he Brings Suite &c — ff Allen Clerk Court Dep^d Ad Do Rolle

Whereupon the Said James Henderson present in Court, is at the prayer of the plff^s attorney ad judged to give Special Bail to Answer after Whereupon appeared Francis Henderson of Somerset County planter present here in Court undertakes for the Said James Henderson that if in Case the Said Thomas Dukes Shall Recover judgment in the plea aforesaid against the Said James Henderson or that the Said James Henderson Shall be therein Convicted that then he the Said James Henderson Shall pay the Condemnation of the Court or render his Body to the Custody of the Sheriff of Somerset County in Satisfaction thereof or that he the Said Francis Henderson will do it for him &c

Whereupon the Said James Henderson in his Own proper person Comes & defends the force and Injury when &c. and Says that he cannot gainsay the plff his action aforesaid so as aforesaid against him brought nor can he Say but that the Said plff ought to recover his damages by occasion of the promises aforesaid to Eight hundred pounds of tobacco & costs of Suite against him whilst the Said plff does not gainsay &c. Therefore it is considered by the Court here the Eighteenth day of Augt anno Domi One thousand Seven hundred & twenty four that the Said Thomas Dukes Recover ag^t the Said James Henderson as well the Sum of Eight hundred pounds of tobacco & his damages aforesaid in form aforesaid Confessed as also the Sum

(of)