

The Same

Wm Whittington

Command was given to the Sher. of Somerset County that he should take Wm Whittington of Somerset County Gentle. if he should be found in his Bailiwick and him should safe keep so that he might have his body before the

Justices of his Lordships County Court of Somerset to be hold at Dwidning Beck the third Tuesday of March then next to answer unto Alex. Hale of Exeter upon the Case and that thereof he should not fail

And the said Alexander Hale by Leon Gale his attorney proceeded against the said William Whittington in the plea of assumpsit - William Whittington Gentle of Somerset County Gentle was attacked to answer unto Alex. Hale of Exeter of Exeter upon the Case

And Whereupon the same Alex. by Leon Gale his Attorney complains that whereas the said Wm the tenth day of June one thousand seven hundred and twenty five at the County and within the Jur. of this Court was indebted to the same Alex. in the sum of five hundred pounds of ^{herein} ~~the~~ Court brought may appear and so there of being indebted the same Wm in consideration thereof afterwards to wit the day and year and at the County and within Jur. of this Court upon himself appeared and to the said Alex. Hale then & there faithfully promised that he the said Wm Whittington when afterwards he should be thereunto requested he the said Sum of five hundred pounds of ^{the} ~~the~~ same Alex. would well & faithfully content & pay Never the less the said Wm Whittington his promise & promise and in form and made a Bill regarding and Billing & fraudulently Intending the same Alex. in that part to defraud & deceive the said Sum of five hundred pounds of ^{the} ~~the~~ or any part thereof to the same Alex. hath not paid or him for it in any wise contented at this the same to wit the said Wm was requested afterwards to wit the tenth day of July one thousand seven hundred and twenty five at the County and within the Jur. of this Court the said William the same rather to to pay or the same Alex. for it in any wise to content hath altogether refused and since to the refuse whereby the same Alex. says he is now & hath Damage to the value of one thousand pounds of ^{the} ~~the~~ thereof he brings this Suit & Leon Gale & Leon Bledger & John Doak & Co

a Copy of the foregoing declaration was made and sent to be served on the deft with the writ in the plea of - At which said third Tuesday of March to wit the fifteenth day of the same month being the day of the Return of the said Writ ~~hath the said~~ and said one thousand seven hundred and twenty five Cometh the said Alexander Hale by his attorney and of Sher. of Somerset County to whom the foregoing writ was directed like wise cometh and maketh return thereof to the Court here Endorsed by T. Legi Esqur & Fran: Allen Shd

And the said William Whittington in his proper person cometh and defends the force and Injury where of and says that he cannot gain say the gift his action of so as