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and against him brought nor can he say but that the said p<sup>r</sup> ought to recover his damages by reason of the premises and to five hundred pounds of t<sup>r</sup> and costs of suite against him which the said p<sup>r</sup> doth not gainsay &c.

Therefore it is considered by the Justices here the thirteenth day of March and Done One thousand Seven hundred and twenty five that the said Alexander Hall recover against the said William Whittington as well the sum of five hundred pounds of t<sup>r</sup> his damages and in full of Confessed as also the sum of Two hundred & thirty one pounds of t<sup>r</sup> by the Court here ad judged unto him for his costs and Charges by him about his Suite in this behalf Said out and expended and the said debt in money &c.

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L. J. Capell King } Command was given to the Sheriff of Somerset County that he should take Mr. John Robison and George Thompson of the City of Glasgow merchants if they should be found in his Bailiwick and then should safe keep so that he might have them before the Justices of the Kings County Court of Somerset to be held at Dividing Tree the thirteenth day of March then next to answer unto Capell King of a plea of trespass upon the case and that thereof he should not fail &c.

And whereupon the same Capell by Seem Gale his attorney complains that whereas the said John Robison & George Thompson of the thirteenth day of November last Done One thousand Seven hundred & twenty five at Somerset County within the Jur. of this Court was indebted to the said Capell King in the sum of twenty pounds Sterling for the like sum at the special Instance & request of the said John & George before that time for their due to sundry persons sent & paid as by the bills within Court produced may appear & so thereof being indebted the same John Robison & George Thompson in consideration thereof afterwards with the same day & year at the County of and with him the said Jur. in consideration thereof upon themselves assumed & to the said Capell then & there faithfully promised that they when afterwards they should be there to request the said sum of twenty pounds Sterling to the said Capell they would well and faithfully content & pay never the less the said John & George their promise & assumption and in fact and not regarding but plotting & fraudulently intending the said Capell in that part rashly & unjustly to defraud & deceive they the said sum of twenty pounds Sterling or any part thereof to the said Capell (altho afterwards thereto requested vizt. the same day & year at the County of and within the said Jur.) have not paid the said Capell for it in any wise contented but they the said John & George the same he wrote to the said Capell to pay or him for it in any wise to content hath altogether refused & still doth refuse whereby the said Capell says he is very much damaged to the value of forty pound Sterl & thereof being this Suite &c.

At which said thirteenth day of March to witt thirteenth day of the same month and Done One thousand Seven hundred and twenty five being the day of the return of the said Writ Cometh the said Capell King by his attorney and the Sheriff of Somerset County to whom the foregoing Writ was directed Likewise Cometh and Maketh return thereof to the Court here Entered in these words following vizt. - None Invented of Fran: Allen Sheriff. Whereupon the said -