

Mary Martin &c of  
Robert Martin

Somerset sh

John Neasam Esq of Somerset County Plaintiff &c

John Neasom of the County of Somerset Plaintiff was summoned to  
 answer unto Mary Martin &c of the East will & testament  
 of Rob<sup>t</sup> Martin &c of a plea that he tender unto her One  
 thousand four hundred & four pounds of stob<sup>s</sup> which from her he unjustly  
 detaines & And where upon the same Mary by Serin Gale her  
 Attorney Complains that where as the said John the twenty eight day of July  
 Anno Dom<sup>i</sup> One thousand seven hundred & twenty four at Somerset County  
 ass<sup>es</sup> within the Jur<sup>is</sup> of this Court by his Certain Writing Obligatory which the  
 same Mary signed with the seal of the same John here into Court beinge  
 granted himselfe to be held & firmly Bound unto the ass<sup>es</sup> Robert in his  
 Lifetime in p<sup>ay</sup>ment of One thousand four hundred & four pounds of stob<sup>s</sup>  
 to be paid of same Rob<sup>t</sup> his ex<sup>ors</sup> adm<sup>ors</sup> or assigns when afterwards of said John  
 should be thereto requested yett the ass<sup>es</sup> John though<sup>t</sup> thereto required the ass<sup>es</sup> sum  
 of One thousand four hundred & four pounds of stob<sup>s</sup> to the ass<sup>es</sup> Robert in his Lifetime  
 nor of Mary since his Death hath not tendered but of same John of same  
 still to doe hath altogether Denied & still Doth Deny to the Damage of  
 of the same Mary three thousand pounds of stob<sup>s</sup> & thereof she brings this Suite  
 And the same Mary brings here into Court the Letters Testametary &c by which  
 she is the Qu<sup>er</sup> & the Doe the Ex<sup>ors</sup> &c

And the ass<sup>es</sup> John Neasam in his own proper person Cometh and defendeth the same and  
 Jurys when p<sup>re</sup>s<sup>ent</sup> and saye that he cannot gain say the action ass<sup>es</sup> of the ass<sup>es</sup> Mary Martin &c as ass<sup>es</sup>  
 nor but that he detaineth from her the ass<sup>es</sup> One thousand four hundred and four pounds of stob<sup>s</sup>  
 in manner and form as the same Mary above against him hath Declared &c

Therefore it is considered by the Justices here the Sixteenth day of August anno Dom<sup>i</sup> One thou-  
 sand Seven hundred and twenty six that the ass<sup>es</sup> Mary Martin &c as ass<sup>es</sup> recovered against  
 the ass<sup>es</sup> John Neasam as well the sum of One thousand four hundred and four pounds of stob<sup>s</sup>  
 her debt ass<sup>es</sup> as also the sum of Two hundred and fifty nine . . . . . pounds of stob<sup>s</sup>  
 for her damages which she sustained by ass<sup>es</sup> well by reason of the detaining the same debt  
 as for her Costs and Charges by her about her Suite in that part expended, to the same Mary  
 by the Court here of her ass<sup>es</sup> adjudged and the ass<sup>es</sup> Debt in Mercy &c

Whereupon the ass<sup>es</sup> Neasam appears and thereupon the said John Neasam at the prayer of the  
 p<sup>re</sup>s<sup>ent</sup> attorney is adjudged to give Special Bail to the action ass<sup>es</sup> thereupon for M<sup>ag</sup>ister of Somerset  
 County present in Court under take for the said John Neasam that if he see the said Mary Martin should recover  
 Judgment in p<sup>re</sup>s<sup>ent</sup> ass<sup>es</sup> of the said John Neasam or that the said John Neasam should be therein convicted that then for the said  
 John Neasam shall pay of Satisfaction of the Court thereupon or tender his Body to the custody of the Sheriff of Somerset  
 County in Satisfaction thereof or that he send for M<sup>ag</sup>ister will do it for him — this Bail given should have  
 been entered at a foot of a p<sup>re</sup>s<sup>ent</sup> going dead but omitted and entered here &c