

August Court 1726. 172  
whom &c who neither do to recognize & because as were £<sup>o</sup> of which said precept the said  
Shed. to wit Francis Allen Heath. Now hereat <sup>the day</sup> to wit the same day and year last mentioned  
makes return that he hath here ready twelve £<sup>o</sup> as by his said precept he was commanded  
and now hereafterwards to wit the same day and year cause as were the aforesaid as the aforesaid  
by their attorneys aforesaid and the Jurors of that Day herein Impowered being called likewise  
came to wit - William Hardy, Benj. Full, William Soper, Thomas Lullett, John Fleming, Benj.  
Frost, Thomas Bevins, Isaiah Reddall Captain Wright, James Mumford, Isaac Brittingham,  
Robert Miller who being duly elected tried and sworn to say the truth in the premises upon their  
Oath do say, that the aforesaid John Filman did affine upon himself in manner and form as the  
aforesaid John Dennis above against him hath complained, and do affe the damages of the same  
John Dennis, by reason of the non performance of the promise and affiance aforesaid, besides his  
Costs and Charges by him about his suit in that part Exceeded to Seven pounds Sterling money and  
for those Costs and Charges to one pound oftob - afterward, in the same Court came as well  
the aforesaid as the aforesaid in their proper persons and pray that the action aforesaid in the plea  
aforesaid between them may be entered agreed &c thereupon at the prayer of the party aforesaid -  
that is self and deft, the action aforesaid is accordingly recorded agreed, and no Judgment given on  
the verdict aforesaid

g. James Dickenson Somersett Esq. Philip Taylor late of Somersett County Planter was  
attatched to answere unto James Dickenson of a lea of trespass upon the ffe  
g. Philip Taylor. And whereupon James James <sup>Esq.</sup> D'Asville his attorney complaineth that  
whereas Dr. Phillip at Somersett County aforesaid within the Jurisdiction of this Court were indebted  
unto James in the sum of five hundred pounds oftob. & ten Bushells of Shelled Indian corn  
as per act dated the twenty first day of Augt. and bound one thousand seven hundred & seventeen  
under the hands of Dr. Phillip may in Court appear & d. same Phillip being indebted as aforesaid  
did promise that he would well & truly pay by the last day of Oct: next ensuing  
the date of d. note under the Conscialty of one thousand pounds oftob. & twenty bushells of  
Shelled Indian corn (as per d. same note may in Court appear) Nevertheless d. Phillip the  
aforesaid five hundred pounds oftob & ten bushells of corn nor any part thereof according to the  
tenor of his said note he hath not paid but d. same to pay hath delayed & still doth delay to  
the damage of d. James of one thousand pounds oftob. & twenty bushells of Shelled Indian  
corn & thereof he brings suit -

J. D'Asville giveth pladge & I. Packhole

And the aforesaid Philip Taylor by Leon Gale his attorney comes and defends the same and injury  
when &c and pray leave to imparle here unto until Next Court and he hath it and the same day  
is given to the aforesaid also. At which said next Court to wit the Twenty first day of June

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