

hereafter acquit and safe harmless the Inhabitants of Somerset County for the time being off and from all such Charges and troubles whatsoever for or by reason of the birth nourishment maintenance and bringing up of the said Child and off and from all other Suits Charge, trouble, and demands whatsoever touching or concerning the same than the above recognizance to be void otherwise &c

By Joseph McClester } Somerset sh. John Timmons Date of Somerset County planter was attached
John Timmons - } to answer unto Jos. McClester of a plea of Trespass upon the case &c

AND whereupon the same Jos. McClester by Levin Gale his attorney complains that whereas the said John the tenth day of Decemr. Seventeen hundred & twenty five at Somerset County within the Jurisdiction of this Court was indebted to y^e said Joseph in y^e Sum of four hundred & eight p^{ts} of Tob^o: as by aut^h here within Court produced may appear &c there of being indebted the said John in consideration thereof afterwards to witt the same day & year afo at the County afo within the Jurisdiction of this Court upon himself assumed and to the said Jos. then & there faithfully promised that he when afterwards he should be there to request the y^e said Sum of four hundred and eight pounds of Tob^o: to y^e said Joseph would well and faithfully contently pay Nevertheless the said John his promise and assumption afo in form afo made little regarding & plotting and fraudulently intending the same Joseph in that part craftily & subtilly to default and deceive he y^e said Sum of four hundred and eight pounds of Tob^o: or any part thereof of y^e said Joseph (although the afo John afterwards to witt y^e same day & year last mentioned & often afterwards at Somerset County afo within the Jurisdiction afo by the same Joseph was requested hath not paid or him for it in any wise contented but he y^e said John the same he thereto to doe hath altogether refused & still doth refuse &c where by the same Joseph says he is worse & hath Damage to y^e value of three thousand pounds of Tob^o: & thereof he brings this suite &c

John Timmons	121	1726 Batts Due	408
1722 To 1 Sevey a 121	121		
1723 To 1 Do a 140	140		
1724 To 1 Do a 89	89		
To Interest at 8 p ^{ct}	58		
	<u>408</u>	Errors Excepted &	
		Joseph McClester	

Whereupon the said John Timmons being present herein Court in his proper person is at the prayer of the said attorney afo adjudged to give speciall bail to the action afo, thereupon after Levi Matthews Barnard of Somerset County planter present herein Court undertakes for the said John Timmons that if in case the said Joseph McClester shall recover Judgment in the plea afo against y^e said John Timmons, or that the said John Timmons shall be therein convicted that then he the said John Timmons shall pay the condemnation of the Court thereupon or Render his body to the custody