

At which said third Tuesday of March to witt the twenty first day of the same month anno Domini: one thousand seven hundred & twenty six being the day of the said writt Cometh w^{as} Jos. McClester by his attly and the Sher of Soudsett County to whom w^{as} foregoing writt was Directed Likewise Cometh & Maketh return thereof to the Court here Endorsed in the words, Boll: owing vizt _____ Regi Corpus Debit^{ur}. Delivered in line five from the Sher

And the said Edw. Boyuter being present here in Court is at y^e prayer of the B^lts attly and adjudged to give speciall Bayle to y^e action and thereupon a certain John Dennis Sen^r: Late of Soudsett County Claunter present herein Court undertakes for the said Edward Boyuter w^{as} in Case w^{as} Jos. McClester shall recover Judgment in y^e plea and against w^{as} Edward Boyuter or y^e said said Edward Boyuter shall be there in Convict that then he y^e said Edward Boyuter shall pay the Condemnation of the Court thereupon or ~~if he~~ his Body to the Custody of the Sher of Soudsett County in Satisfaction thereof or y^e he the said John Dennis Sen^r: will do it for him &c

Whereupon w^{as} Edward Boyuter in his own proper person Comes & defend. the same and Injury when he ~~is~~ and saith y^e he cannot gain say y^e action and nor but that he did assume upon himselfe in Manner & forme as w^{as} Jos. McClester above against him hath Complaind nor can he say but that y^e and Joseph McClester hath Sustained Damage by occasion of y^e non performance of his promise & assumption and to four hundred & seventy six p^{ts} of Tob^o & the same Dec^{re} in all the words before Expressly Cometh

Therefore it is Considered y^e w^{as} Joseph McClester recover against w^{as} Edward Boyuter as well y^e Sum of four hundred & seventy six p^{ts} of Tob^o his damages and by him in his Dec^{re} above supposed as also the Sum of 305 three hundred and five _____ pounds of Tob^o for his Cost & Charges by him about his suite in y^e part Expeded to y^e same Jos: by the Court here of his assent & Judged & the and Deft in Mercy &c

By: The Same _____ Command was given to y^e Sher of Soudsett County y^e he should take Mary Godwin Late of Soudsett County Widow if she should be found in his Bailly w^{as} he her should safe keep so y^e she might have her Body before y^e Justices of his Lordships County Court of Soudsett to be held at dividing Creek y^e third Tuesday of March then next to answer unto Joseph McClester of a plea of Trespass upon y^e Case &c & that there of she should not fail &c And the and Jos. McClester by Levin Gale his attly proceeded against the said Mary Godwin in y^e plea and as followeth vizt _____ Soudsett ss/ Mary Godwin Late of Soudsett County Widow was attached to answer unto Jos: McClester of a plea of Trespass upon