

All which said third Tuesday of March ~~the~~ to wit the twenty first day of the same month anno Domini one thousand seven hundred & twenty six being the day of the return of the said Writ Cometh the said Jos: MacCester by his atty & the Sher: of Soudsett County to whom the foregoing Writ was directed likewise Cometh & Maketh return there of to the Court here Endorsed in these words following viz - Legi Corpus Deo Delicti in fine me Francis Allen Sher -

And the said Michael Holland ^{being} present here in Court is at y^e prayer of the Plt^s atty & ad judged to give Special Bail to y^e action of the said James Dickenson late of Soudsett County Blanter undertakes for the said Michael Holland y^e if in case of the said Jos: MacCester shall recover Judgment in y^e plea against y^e said Michael Holland or y^e said Michael Holland shall be therein convict if then he y^e said Michael Holland shall ~~not~~ pay the Condemnation of the Court thereupon or tender his Body to y^e custody of y^e Sher: of Soudsett County in satisfaction thereof or y^e said James Dickenson will do it for him &c

Whereupon the said Michael Holland in his own proper person comes & Defends the plea of Injury when ^{above} ~~he~~ ^{he} cannot gain say y^e action of the said Jos: MacCester but y^e he did assume upon himself in manner & form as y^e said Jos: MacCester hath sustained Damages by occasion of y^e non performance of his promise & assumption of the said Jos: MacCester & Sixty five p^{ts} of Tob: & the same Dec^d in all y^e words before Expressly -

Therefore it is Considered y^e said Jos: MacCester Recover against y^e said Michael Holland as well y^e Sum of Six hundred & Sixty five p^{ts} of Tob: his Damages as by him in his Dec^d above supposed as also y^e Sum of three hundred & Twenty one p^{ts} of Tob: for his Costs & Charges by him about his Suite in y^e part ^{Depended} to the same Joseph by y^e Court here of his assent ad judged and the said Jos: MacCester in Mercy &c

By the same Command was given to the Sher: of Soudsett County y^e he should take James Russell late of Soudsett County Blanter who he should be found in his Bailly with y^e him should safe keep so y^e he might have his body

Before the Justices of his Lordships County of Soudsett to be held at Dividing Creek the third Tuesday of March then next to answer unto Jos: MacCester of a plea of Trespass upon the Case &c and that hereof he should not fail &c And y^e said Jos: MacCester by Levin Gale his atty Declared against y^e said James Russell in y^e plea as follows viz - Soudsett sh^{ps} James Russell late of

Soudsett County Blanter was attached to answer unto Jos: MacCester of a plea of Trespass upon the Case &c And whereupon y^e same Jos: by Levin Gale his atty Complaind y^e whereas the said James the tenth day of Novemb: anno Domini one thousand seven hundred & twenty six was Indebted to y^e said Jos: in the sum of eight hundred & Sixty three p^{ts} of Tob: as by aut^h here with in Court produced may appear & so there of being Indebted the said James in consideration thereof afterwards to wit y^e same daye year at y^e County of & with in the said Jur: upon himself assumed & to the said Jos: then & there faithfully promised y^e he when afterwards he should be there to requite the said Sum of eight hundred & Sixty three p^{ts} of Tob: to the same Jos: would well & faithfully Content & pay Nevertheless the said James his promise & assumption (add)