

August Court 1728 124 . .

Lt. Thomas Darhude.

Hannah Burd
of Tobias Burd

Somerset & Hannah Burd Esq of The Last will and testament of Tobias
Burd Esq of Somerset County & Lancaster Dec. was attached to answer unto
Thomas Darhude of a plea of the said upon the face of

And whereupon the same Thomas Darhude by Levi Gale his attorney
complaines that whereas the said Tobias in his Life time the first day of ague one thousand
seven hundred and twenty six at Somerset County and within the Jurisdiction of this Court was and
debted to the same Thomas in the Sum of two thousand nine hundred and forty six pounds of
tobacco, and one pound nineteen Shillings and nine pence current money and so thereof being deb:
debted the said Tobias in his Life time afterwards to wit the same day and year and at the
County and within the said Jurisdiction in consideration thereof upon himselfe assumed and to
the same Thomas then and there faithfully promised that he when afterwards he should
thereby be requested he the said Sum of two thousand nine hundred and forty six pounds of
tobacco, and one pound nineteen Shillings and nine pence current money to the same Thomas.
would well and faithfully content and pay Nevertheless the said Tobias in his Life time and the
said Hannah since the death of the said Tobias the promise and assumption and of the said
Tobias in his Life time so as and made little regarding and Eluding and Fraudulently
Intending the same Thomas in this part to defraud and deceive neither the said Tobias in his
Life time nor the said Hannah Burd since the death of the said Tobias to whose Execution
of the Last will and testament of the same Tobias was in due form of Law committed the said
Sum of two thousand nine hundred and forty six pounds of tobacco, and one pound nineteen
Shillings and nine pence current money hath not paid on the said Thomas for it in any wise
Satisfied altho the said Tobias in his Life time afterwards (viz) the tenth day of June
and one thousand seven hundred and twenty six and the said Hannah since the
death of the said Tobias the tenth day of ague one thousand seven hundred and twenty
eight at Somerset County and within the said Jurisdiction by the said Thomas were thereby
requested but they and each of them the same hitherto to pay, or the same Thomas for it
in any wise to content have altogether Refused, and the said Hannah the same to do, shall
doth Refuse whereby the same Thomas says he is wove, and hath Damage to the
Value of Five thousand Eight hundred and ninety two pounds of tobacco, and three
pounds nineteen Shillings and six pence current money and thereof he brings this
Suite

Levi Gale Esq & George B. No. 100 K

And.
1726
agreed

Tobias Burd

To 1/2 of Shores

To 1/2 of Min. 2/6

Subst
12 7 6
11 12 9