

Novemb^r Court and 1728 149
At which said next Court to wit the Nineteenth day of Novemb^r and David one thousand seven hundred and twenty
Eight came again as well the ap Charles Markland by his attorney ap as the ap John Hendry and the shied n^o.
whose custody was committed the ap John Hendry for the Court ap Return a certain bail perie amounting to an
act of assembly in such case made and provided which follow in these words viz

Charles Markland B^l against John Hendry def^t. You Barker Selby and John Scarbrough and
either of you do undertake for the said John Hendry def^t in forty four pounds Court money to be levied
on you and either of your Lands and tenements Goods or Chattells to the use of the said Charles Mark
land p^{er} upon Condition that if the said Charles Markland do obtain Judgment in an action of the p^{er}
upon the Case depending in the County Court of Somerset against the said John Hendry def^t, that then the
said John Hendry shall pay the condemnation of the Court thereupon or deliver himself to the custody
of the shied of Somerset County in satisfaction thereof or you or one of you will do it for him then
acknowledge themselves to be content therewith. This 24th day of Sept^r and 1728 Witho^o
To the Worshipful the Justices of the County Court Sam Hopkins

Whereupon the said John Hendry in his proper person comes and defends
the fore and injury when he says that he cannot say the p^{er} his action ap against him
brought nor can he say but that he did assume upon himselfe as the ap B^l above against him
hath complained, nor can he say but that the said Charles ought to recover his damages by reason of the
premise ap to twenty pounds fifteen shillings and five pence Court money and costs of Suit against
him which said B^l doth not say any w^o.

Therefore it is considered that the ap Charles Markland Recover against the ap
John Hendry twenty pounds fifteen shillings and five pence Court money his damages by the same
John in form ap entered as also ~~four~~ hundred and seven pounds of the
707 for his costs and Charges to the same ~~Sum~~ at his request by the Court here of his assent adjudged and the
ap def^t in money w^o.

To Lewis Hale one of the attorneys of Somerset County Court. I do hereby appoint you
my attorney in my Name to prosecute all actions that shall be brought in the Court ap either by or against
me as witho^o my hand and Seal the 2^d of Novemb^r 1728. In^o Junstable
Witho^o & In^o Scott.

The Court adjourn till the third Tuesday of March and 1728