

March Court anno 1728 . . . . . 162.

And whereupon the said William Hopkins being called appears and thereupon the said William Hopkins at the prayer of the Debt is adjudged to give special bail to the action aforesaid, whereupon aforesaid Thomas Haywell of Somerset County planter present herein Court undertakes for the said Hopkins that if in case the said James Martin shall recover Judgment in the plea aforesaid against the said William Hopkins or that the said William Hopkins shall be therein found that then he the said William Hopkins shall pay the Condemnation of the Court or render his body to the custody of the Sher. of Somerset County in satisfaction thereof or that he the said Thomas Haywell will do it for him.

Whereupon the said William Hopkins by Francis Allen his attorney comes and defends the force and Injury when &c. and says that he cannot deny the action aforesaid of the said James nor but that he did assume upon himself in manner and form as the said James above against him hath complained and as to the damage of the same James, by him by Occasion of the premises, in that part sustained, the same William says and confesseth that the aforesaid James, has sustained damage by Occasion of the premises aforesaid beyond his lost and charges by him about his Suite in that part expended to ten pounds Eleven shillings Court money, and because the aforesaid James deny not this but the same allegation confesseth to be true, prays Judgment. And these damages above confessed together with his lost and charges to him adjudged &c. —

Therefore by consent of the Parties aforesaid it is considered that the aforesaid James Martin recover against the aforesaid William Hopkins his damages aforesaid to ten pounds Eleven shillings Court money by the same William in form as confessed as also two hundred and Ninety three — pounds of tobacco for his lost and charges to the same James at his request by the Court here of by consent of the parties as adjudged which certain damages in the whole do amount to ten pounds Eleven shillings Court money and two hundred and Ninety three pounds of tobacco and the aforesaid Debt in money &c.

At Archibald Smith  
of Robert Bennie

of John Pepper

Endorsed by

This being an action of Debt for fifteen hundred pounds of tobacco and fifty bushels of Indian Corn &c. where in the Sher. of Somerset County to whom the writ in the same action was directed comes and makes Return thereof

Exi. Argus of John Bunnall filed —

Whereupon the said John Pepper being called appears and thereupon the said John Pepper at the prayer of the aforesaid Archibald Smith by Francis Allen his attorney is adjudged to give special bail to the action as but for want thereof he is committed into the custody of the Sher. of Somerset County there to Remain &c.

Afterwards aforesaid Wm. Bishop of Somerset County planter present herein Court undertakes for the said John Pepper that if in case the said Archibald Smith shall recover Judgment.