

June Court ... 1729 ... 180

and sixty four pounds of tobacco to be paid the same Joseph when afterwaid the same Bryan should be thereto required yett the aforesaid Bryan the. after thereto required the aforesaid sum of eight hundred and sixty four pounds of tobacco to the same Joseph hath not rendered, but the said Bryan the same Joseph says he is worse and hath damage to the value of eight hundred and sixty pounds of tobacco and therof he brings this Subt<sup>l</sup> and brings her into Court the writing obligatory and which the debt is in form as doth testifie whose date is the same day and year as

AND the said Bryan since by Lewis Gale his attorney for: Thomas Stedger & his wife the said says that he cannot gainway the action of the aforesaid Joseph, nor can he say but that the writing obligatory is the deed of the same Bryan, nor but that he owes the same Joseph the aforesaid eight hundred and sixty four pounds of tobacco in manner and form as the said Joseph above against him hath declared wherefore the said plaintiff prays Judgment for his debt and his damages sustained by reason of the detaining of the same debt to him to be adjudged &c.

Therefore it is considered that the said Joseph Maulester Recover against the aforesaid Bryan since his debt and his damages by reason of the detaining of the same debt to one hundred & sixty seven - - - pounds of tobacco, to the same Joseph of his aforesaid by the Court here adjudged and the said Defendant in mercy &c.

By: Robert Truman } Command was given to the Sher. of Somerset County that he should take James Breaman ... James Breaman late of Somerset County Merchant, if he should be found in his bailiwick and him should safe keep so that he might have his body before the Justices of his Lordships County Court of Somerset to be held at dividing week the third Tuesday of June then next answer unto Robert Truman of Aglea of the part upon the 2<sup>d</sup> and that thereof he should not fail &c.

And the said Robert Truman by Lewis Gale his attorney declared against the said James Breaman in the plea aforesaid as followeth vid Somerset s. James Breaman late of Somerset County merchant was attached to answer unto Robert Truman of Aglea of the part upon the 2<sup>d</sup>

AND whereupon the same Robert by Lewis Gale his attorney complains that whereas the aforesaid James the eighth day of June and David One thousand seven hundred and twenty eight at Somerset County within the Jurisdiction of this Court was indebted unto the same Robert in the sum of seven pounds twelve shillings and nine pence current money as sheweth hereunto annexed and hereinto Court produced may appear and so therof being indebted, the said James in consideration thereof afterwards to witt the same day and year aforesaid at the County aforesaid and within the aforesaid Jurisdiction upon himselfe affirmed and to the same Robert then and there faithfully promised that he when afterwards he should be thereto requested he the aforesaid sum of seven pounds twelve shillings and nine pence to the same Robert would well and faithfully content and pay Nevertheless the said James his promise and assumption is in form as made not regarding but plotting and fraudulently intending him the same Robert in that part craftily and subtilly to deceive and defraud the said seven pounds Twelve shillings and