

March Court. 1729. --- 257

At which said next Court to wit the Seventeenth Day of March Ann. Dom. One thousand
and Seven Hundred & twenty nine Came again as well the afo. Jur. Jur. tall boy John
Lewis Gale his atty. as y^e afo. Francis Allen in his Own Proper Person and the said
John Lewis tall boy in said atty. prayd that the afo. Allen to his education & maintenance
the afo. Francis Allen & his dolefully said son be not kept standing in bar or preclusion of the action
of the afo. John Lewis tall, by which the same John Lewis tall against the afo. Francis Allen & his dolefully said son be not kept standing in bar or preclusion of the action

Wherefore the said Francis John his damages against the said Francis ought to recover but because it is not known to
his Lordships Justice how what damages the said John has sustained by breach of the non performance of the promise
and assumption of, therefore Command is to the Justices of Somerset County that by the oath of honest and lawfull men of his
County which he diligently Inquire what damages the said John hath sustained as well by breach of the non performance
of the promise and assumption as for his costs and charges by him about his suit in that part apposed and the Inquisition
which thereupon he shall take to his Lordships Justice of the County Court of Somerset to be held at Winding Stair the third
Monday of June next under his seal and the seal of them by whose oath he takes the same Inquisition, he send together
with his said Lordships writ hereof to him directed, and the same day is given to the said Francis there also.

Wm Benjamin Marchant

Isaac Fleming

One man was given to the Rec. of Somerset County, that he should take Isaac Fleming like a Somerset County man, if he should be found in his bailiwick and him should safe keep so that he might have his body before the Justice of his Lordships County Court to be held at Dividing Creek the third Monday of August 16. 1701.

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and the said Benjamin Merchant by Francis Allen his attorney Complaines against the said Isaac Flem.

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Benjamin Marchant of a plea of her pap upon the Credo.

And whereas the said Benjamin by Francis Allen his attorney Complaineth that whereas the said Isaac the
 10th day of August and Dow. Seventeen hundred and twenty nine at Somerset County within the Jurisdiction of this Court
 was indebted unto the said Benjamin in two pounds four shillings and five pence of America for labour and services
 by the said Benjamin for the said Isaac at the general Instance and request of the said Isaac before that time there
 done and performed as by account herunto annexed may in Court appear and being so there indebted the
 said Isaac in consideration thereof the day and Year afo. at the place afo. upon himself did assume and to the
 said Benjamin then and there did faithfully promise that he the said Isaac the said two pounds four shillings to pay
 the said Isaac his promise and assumption afo. in form afo. made not regarding but plotting and fraudulently intending
 the said Benjamin in that part craftily and slyly to deceive and defraud the said two pounds four shillings to
 of said Benjamin altho. he came to do the said Isaac by the said Benjamin on the 10th day of August in the
 Year afo. and often afterward at Somerset County afo. he was therunto requested hath not paid or in any sort for
 same contented but the same to him hitherto to pay hath refused and shall do refuse and deny to the damage of the
 said Benjamin of four pounds money afo. and therefore he brings Suit the-
 11th day of August 1729

Allen B. Bledsoe & Son R.R.

Mr. Isaac Fleming

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22/6 format 2/ the standard 21 p loop is ---}

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Errors Excepted from Benjamin M. Merchant

Aug: 1st 1899

At which said third Tuesday ~~of~~ August to wit the nineteenth day of the same month