

Nov and Court . . . . 1727 . . . . 5th

And whereupon the same John Scarbrough by Lewis Gale his attorney complains

That whereas the said John Bishop the tenth day of May one thousand seven hundred twenty and five at Somerset County and within the Jurisdiction of this Court was indebted to the same Ralph in his life time in the sum of one thousand pounds of Tobacco for arrears to him by the same Ralph before that time at his own call and instance sold and delivered and received being indebted the said John afterwards on the same day and year and at the County and within the said Jur. in consideration thereof upon himself assumed and to the same Ralph in his life time then & there faithfully promised that he when afterwards he should hereunto be required he the said Sum of one thousand pounds of Tobacco to the same Ralph he would well and faithfully pay and content Nevertheless the said John Bishop his promise and assumption and so as and made little regarding and plotting & fraudulently intending the said Ralph in his life time and the said John Scarbrough since his death in this part to defend and receive he the said Sum of one thousand pounds of Tobacco neither to the same Ralph in his life time nor the said John Scarbrough since his death hath paid or either of them for it in any wise satisfied altho' the said John Bishop the same to do the tenth day of May one thousand seven hundred twenty and five at Somerset County and within the said Jurisdiction by the same John Scarbrough was since the death of the same Ralph thereto requested but he the same John Bishop the same hatherto to pay or the same John Scarbrough for it in any wise to content hath altogether refused & still doth refuse where: by the same John Scarbrough says he is worse and hath damage to the value of two thousand pounds of Tobacco and thereof hathing this Suit &c. And the same John Scarbrough brings here into Court the letters of said &c. by which &c.

Lejels of said gloses &c. Indictment &c.

And the said John Bishop by George Dashiell his attorney comes and defends the force and Injury when &c. and prays leave to dispute here unto until the next Court and he hath it and the same is given unto the said John here also &c.

At which said next Court to wit the twenty first day of November and Dowd one thousand seven hundred and twenty seven came again as well the said John Scarbrough as the said John Bishop by their attorneys and the said John Bishop by his said attorney as before defend, the force and Injury when &c. and saith Non summitt of. Catrain.

Left likewise

Thereupon Command is given to the Sher. of Somerset County that he <sup>immediately</sup> shall