

August Term . . . 1730 . . . to . . .

And the aforesaid John Timmons is returned and at the Saturday being 10th County called Cometh not but make

237 **Default** - Therefore it is considered that the aforesaid Joseph Muffler have Execution against the aforesaid John Timmons of Seven hundred and fifty pounds of tobacco his damages &c. Likewise the aforesaid Joseph Muffler according to the form of the Statute in that behalf made and provided Recover against the aforesaid John Timmons two hundred and thirty Seven pounds of tobacco for his costs Charges and Damages which he sustained by reason of delay of Execution of the damages of Dr.

At Joshua Ward

Esq: Henry Williams

This being an action of trespass upon the Case &c. Wherein the said of Somerset County to whom the writ in the same action was directed comes and makes return thereto to the Court here entered viz -  
Whereupon the aforesaid Henry Williams in his own proper person appears and sheweth that the said Henry Williams at the prayer of the plaintiff by Lewis Gale his attorney is adjudged to give special bail to the action aforesaid for so much as Michael Holland Jnd. Sec. of Somerset County Mayor present hereon Court undertake for the said Henry Williams that he shall be therein bound that when the said Henry Williams shall pay the condemnation of the Court hereon or when his body to the custody of the Sheriff of Somerset County in satisfaction thereof that he the said Michael Holland will do it for him according to the said Henry Williams by Lewis Gale his attorney appeared and engaged like usual Court do

Esq: John Sunstall of Somerset sh.

vs Henry Fitzwaters

Henry Fitzwaters late of Somerset County planter was attached to answer unto John Sunstall of a plea of trespass upon the Case &c.

And whereupon the same John by Lewis Gale his attorney complains that whereas the aforesaid Henry the tenth day of March and did owe thousand seven hundred and twenty nine at Somerset County within the jurisdiction of his Court was indebted unto the same John in the sum of fourteen hundred and forty six pounds of tobacco and ten pounds current money as by an account thereof hereto annexed, and hereto Court brought may appear and so thereof being indebted the said Henry in consideration thereof afterwards viz. the same day and year aforesaid at the County aforesaid and within the aforesaid jurisdiction upon himself assumed and to the same John then and there faithfully promised that he when afterwards he should be hereto required to the aforesaid sum of fourteen hundred and forty six pounds of tobacco and ten pounds current money to the same John would well and faithfully content and pay notwithstanding the said Henry his promise and assumption aforesaid in form aforesaid made not regarding but plotting and fraudulently intending him the same John in that part falsely and subtilly to defraud and deceive the aforesaid fourteen hundred and forty six pounds of tobacco and ten pounds current money or any part thereof to the same John he hath not paid altho' the same to do the aforesaid Henry afterwards viz. the same day and year aforesaid at the County aforesaid and within the aforesaid jurisdiction by the same John was requested but he the same hath not to do hath altogether refused and sheweth before whereby the same John says he is worse and hath damage to the value of two thousand eight hundred and thirty two pounds of tobacco and twenty pounds current and thereupon to bring suit &c.

1727: Henry Fitzwaters To John Sunstall . . . D<sup>o</sup>. of Casha . . .  
To a servant man Morris Ogles . . . D<sup>o</sup>. 3500  
To a servant woman . . . London

By 2 hds. tobacco from Ambros Riggini of . . . £945  
By a steer . . . 400  
By tobacco at Inge Ward . . . 459  
By D<sup>o</sup>. at Port Fishon . . . 250  
Bills due in to bank . . . 1446

August 18: 1730 Salu: Em: Jone John Sunstall

These I have before me the subscriber one of his Majesty's Justices of the peace for Somerset County John Sunstall and made oath on the holy Evangelist of almighty God that the above amount is just and true and that he hath paid no part or parcel thereof nor hath he given credit for to the best of his knowledge doore before me  
And