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at dividing Creek the third Tuesday of August then next to answer unto Ephraim Wilson of Aplea of her part upon the Case &c. and that therefore should not fail &c. . . .

Somerset J. Nathaniel Forke, James Peirce and John Wood Administrators of Hugh Arbuthnot late of London merchant decd. were attached to answer unto Ephraim Wilson of Aplea of her part upon the Case &c. -- And whereupon the said Ephraim by Levin Gale his attorney complains that whereas the said Hugh Arbuthnot in his Life time to-wit the 10th day of August anno Domini one thousand seven hundred and thirty one at Somerset County within the Jurisdiction of this Court accounted of Divers Sums of Money to the said Ephraim by the said Hugh in his Life time before then due and remaining behind unpaid and upon the said accounting the said Hugh then and there being found in arrears to the said Ephraim in the Sum of twelve pounds three Shillings and five pence Sterling Money ~~many~~ of Great Brittain and the said Hugh in his Life time in Consideration thereof upon himself did assume and to the said Ephraim Wilson then and there faithfully promised that he the said Hugh the said twelve pounds three Shillings and five pence Sterling Money to the said Ephraim well and faithfully would pay and Content When afterwards he should be thereunto required. Never the less the said Hugh in his Life and the said Nathaniel Forke James Peirce and John Wood after the Death of the said Hugh the Promise and Assumption of the said Hugh so as aforesaid in his Life time made no ways regarding but Designing and fraudulently intending him the said Ephraim to Deceive and Defraud the said twelve pounds three Shillings and five pence Sterling or any part thereof to the said Ephraim hath not paid or Satisfied - altho this to do the said Hugh in his Life time and the said Nathaniel James and John since the Death of the said Hugh by the said Ephraim to wit the first Day of Septemb^r in the Year aforesaid at Somerset County aforesaid Within the Jurisdiction was required but the same to the said Ephraim to pay the said Hugh in his Life and the aforesaid Nathaniel, James, and John since his Death have altogether refused and still doth refuse to the Damage of the said Ephraim of twenty four pounds Six Shillings and ten pence Sterd. and thence Brings Suit &c. -
pledges &c. In Doe
At Roe --

At which said third Tuesday of August to wit the fifteenth day of the same month being the Day of the return of the said writt anno Domini one thousand seven hundred and thirty two being the Day of the return of the said writt Cometh the said Ephraim Wilson by his attorney aforesaid & the Just. of Somerset County to whom the foregoing writt was directed comes and makes return hereof to the Court hereindorsed As followeth vid. non est Inventus first note Left of
Joshua Bewell Just. &c. whereupon