

August Court — 1730

23

And whereupon the same party prays that the aforesaid Deft to his Declaration afo may answer but the same Deft altho solemnly called came not nor says nothing in barr or preclusion of the action aforesaid of the afo party by which the same party remains against the afo Deft those of undefended &c

Wherefore the afo Charles his damages by occasion of the premises against the aforesaid Jones ought to recover but because it is unknown what damages the aforesaid Charles sustained by occasion of the premises. Command is given to the Just. of Somerset County that by the oath of honest and Lawfull <sup>men</sup> of the County aforesaid he diligently inquire what damages the afo Charles hath sustained as well by occasion of the promise and assumption aforesaid as for his costs and charges by him about his Suit in that part opposed and the Inquisition which thereof he takes to his Lordships Justice of the County Court of Somerset to be hold at Dwiding Creek the third Tuesday of November next under his Seal and the Seal of them by whose oath the same Inquisition he takes, he send together with his Lordships writ thereof to him directed, and the same day is given to the afo party and also the —

The Court Adjourn until the third Tuesday of November and Done: 1730

