

August Court ---- 1732 ---- 299

Ann^d. D^ond: One thousand Seven hundred and thirty two came againe as well the aforesaid Caleb Harris as the afo^r Babrick Daley by their attorneys aforesaid and whereupon the same Babrick as before defend^d the force and injury w^hen^t and saith that of the premises aforesaid above Imposed upon him is not guilty in manner and form as the said Caleb against him hath Complain^d and of this he puts himselfe upon the Country - and the just Likewise --

Thereupon Command was given to the Just^s. of Somerset County that Immediately he cause to come here twelve by whom he and who neither he to recognize because as well of which said precept the said Just^s. to witt Joshua Caldwell Gent. now here at this day to witt the same day & Year Last mentioned came and made return that he hath here ready twelve as by his said precept he was commanded and now here afterwards to witt the same day and Year came as well the afo^r Just^s as the aforesaid Just^s by their attorneys afo^r and the Jurors of that Jury by the Just^s. being Impanelled were called came to witt William Jones Charles Rankliffe Moses Duskey John Tule, Thomas Hearn Isaac Marshall Joseph Waite John Custer Benjamin Tule, William Smith George Maglamay and Richard Holland, who to say the truth in the premises being duly elected tryed and sworn upon their Oath did say that the aforesaid Babrick Daley is not guilty of the premises, as the aforesaid Caleb Harris, in manner and form, above against him hath Complain^d ---

Therefore it is considered that the aforesaid Caleb Harris take nothing by his declaration aforesaid, but for his false Oath be there of in mercy; and that the aforesaid Babrick Daley goe thereof without day. and further it is considered by the Court, that the aforesaid Babrick Daley Recover against the aforesaid Caleb Harris eight hundred & eighty five --- 885 pounds off his Oath and Charges by him about his defence in that part Sustained to the same Babrick Daley by the Court here according to the form of the Statute in such Case lately made and provided of this afo^r as judged and that the afo^r Babrick Daley have there of Execution &c

Q^d. 1003. Benj^t. Holland } Somerset Jst. Joshua Caldwell Late of Somerset County.
Jst. Jst. Joshua Caldwell. } Gent^l. was Attached to answer unto Benj^t. Holland of -
a plea of trespass upon the Case &c And where-
upon the same Benj^t. by George Doughlas his Attorney
Complains that Whereas on the fifth day of October Ann^d. D^ond. Seven hundred and thirty one at Somerset afo^r Within the Jur^{is}. of this Court -
A certain Communication had and Moved between the said Joshua -
Caldwell -