

August Count 1732 240

manner and form as the said Benjamin above against him hath complained and of this he puts himself upon his Country -- and the rest in like manner --

Thereupon Command is given to the Justices of Somerset County if they should cause to come here in the Court aforesaid, before the Justices thereof, immediately; twelve or by whom and who neither to recognize or become as well and the Jurors of that same Jury being by the same Court to be called to this Impanelled; being called did come to wit Lewis Rigby John Webb, John Munrow, Thomas Hearn Robert Millock, John Atkinson Thomas Newbold Giddion Filman, David Golik John Dennis Sen. Angello Atkinson and Isaac Brittnigham, who to say the truth of and upon the premises being elected tried and sworn upon their Oath did say that the aforesaid Joshua Caldwell did not appear upon himself in manner and form as the aforesaid Benjamin Holland above against him hath complained. Therefore it is considered that the aforesaid Benjamin Holland take

him hath complained. - Therefore it is considered that the aforesaid Benjamin Holland take
 nothing by his declaration aforesaid but for his false clamour, be in mercy, and that the aforesaid Joshua Caldwell
 goe thereof without day. and further it is considered by the Court that the afo. Joshua Caldwell
 Recover against the aforesaid Benjamin Holland Twelve hundred & eighteen pounds
 of costs for his bills and charges, by him about his defence in that part sustained to the same Joshua
 Caldwell by the Court here according to the form of the Statute in such case lately made and provid-
 ed of him asent as judge and that the afo. Joshua Caldwell have thereof execution.

1793 John Britt } Somerset P. John Magan Late of Somerset County Schoolmaster otherwise called
 1793 John Magan. } John Magan was summoned to answer unto John Britt of a plea that he tender
 unto him seven hundred pounds of good sound merchantable tobacco and Caske
 which to him he owes and unjustly detainer &c. —

And whereupon the same John Britt by Lewis Gale his attorney saith that whereas the aforesaid John Magan the twenty sixth day ^{of June} One thousand Seven hundred and thirty One at Somerset County within the Jurisdiction of this Court by his certain bill obligatory granted himself to be held and firmly bound unto the said John Britt in the sum of Seven hundred pounds of tobacco and unto to be paid the same John Britt his heirs or order when afterwards the said John Magan should be thereto required yett the aforesaid John Magan altho' often therunto required the said Sum of Seven hundred pounds of tobacco to the same John Britt hath not rendered but the same to him hitherto hath altogether denied and still doth deny and unjustly detain where by the same John Britt saith he is the worse and hath damage to the value of fourteen hundred pounds of tobacco and thereof prod much suit &c and offers here in Court the writing aff which the debt aff in form aforesaid doth testifie whose date is the same day and year aff. — Bledges &c. J. Doe
A True

And the aforesaid John Magan by William Beckwith his attorney comes and defends the force and