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says that he is not Informed by the said Patrick; of any answer for the said Patrick to the said William and Thomas in the plea ~~for~~ aforesaid to be given, nor nothing else thereof say- by which the same ~~plea~~ Remains against the aforesaid defend^t. thereof and offended. —

Wherefore the aforesaid William and Thomas their Damages ^{by reason of the promise} against the aforesaid Patrick ought to recover, Whereupon at the prayer of the said William and Thomas, and by the consent of the said William and Thomas, the Justice here attending to act ~~of~~ ^{as} ~~openly~~ in such case made and provided, ~~as~~ ^{by} ~~reason~~ ^{of} the damages of the said William and Thomas by reason of the non performance of the promise and assumption aforesaid beyond ^{their} ~~his~~ costs and charges by them about their Suit in that part assessed to two pounds twelve ~~shillings~~ ^{shillings} and eleven pence halfe penny current money ~~the~~

Therefore it is considered by the Court here that the aforesaid William ~~William~~ and Thomas Gray recover against the aforesaid Patrick Burke their Damages aforesaid to the aforesaid two pounds twelve ~~shillings~~ ^{shillings} and eleven pence halfe penny current money by the Justice ~~at~~ ⁱⁿ form aforesaid assessed as also two hundred ~~quinty~~ ^{quinty} ~~five~~ ^{five} pounds of tobacco for their costs and charges aforesaid to the said William and Thomas at their Request by the Court here adjudged & ~~as~~ ^{as} ~~deft~~ ^{deft} in many ~~or~~ — ^{manor} and the following bail pence should have ~~been~~ ^{been} ~~entered~~ ^{entered} before the first Impalement but was omitted and entered ~~as~~ ^{as} ~~followeth~~ ^{followeth} vizt Whereupon the said Patrick Burke being called appears and thereupon the said Patrick Burke at the prayer of the said William ~~William~~ and Thomas Gray is adjudged to give special bail to the aforesaid ~~whereupon~~ ^{whereupon} a certain Dorman Heath of Somerset County planter present here in Court undertakes for the said Patrick Burke that if in case the said William and Thomas should recover Judgment in the plea ~~as~~ ^{as} against the said Patrick Burke, or that the said Patrick Burke should be ~~thorow~~ ^{thorow} ~~convinced~~ ^{convinced} that then he the said Patrick Burke shall pay the condemnation of the Court or lend or his body to the custody of the Just. of Somerset County in satisfaction hereof or that he the same Dorman Heath will do the same for him &c.

By John Guich } Somerset County J^r: Jarvis Ballard late of Somerset
County planter was attached to answer unto John
1732. Jarvis Ballard. } Guich of Aplea of trespass upon the Case: —

And Whereupon the said ~~by~~ ^{by} Levin Gale his Attorney complains that Whereas the aforesaid Jarvis the twenty sixth day of March in the Year of our Lord God one thousand seven hundred and thirty one at Somerset County Within the Justs of this Court was Indebted unto the aforesaid John in the Sum of twenty seven pounds thirteen Shillings Curr^t Money of Maryland for divers goods Wares and Marchandizes by the same John unto the aforesaid