

The Jurors of that Duty known Impannelled being called Likewise came to with William Lane, James Brown, John Magrath, Drift Broughton, William Hardy, John Huel Nutter, Christopher Nutter, John Burnall Junr, Christopher Piper, John Townsend, John Dennis, John Webb who being duly, elected byed & sworn

to say the truth in the premises upon their Oath do say that the said Matthew Dogan did assault upon himself in manner & form as the aforesaid John Stewart above against him hath complained and do aforesaid the damage of the said John Stewart by occasion of the non performance of the promise and assumption aforesaid beyond his Costs and Charges by him about this Suit in that part appoyed to Sixteen pounds Seventeen Shillings and ten pence Current money and full his Costs and Charges to the pound of tobacco

whereupon the said Mathews by his attorney aforesaid pray the Court that for as much as the Jurors aforesaid had given averdie against the said Mathews in the action aforesaid (whereby to avoid the Court upon giving Security to pay the aforesaid John all his Costs and Charges already answered upon the action aforesaid) ~~Command may be given~~ to the Sher. of Somerset County that he cause to come before the Justices of this

Lordships County Court of Somerset to be held at dividing Court the third Tuesday of August twelve hours and lawfull men of his County, to try the Issue aforesaid between & parties aforesaid which is granted by the Court that the said William Marchmont of Somerset County planter present person in his proper person undertake for the said Mathews, that if in case the said Mathews doth not pay unto the said John all his Costs and Charges already Expended by the said John in prosecuting of this aforesaid action against the said Mathews, that he as the said William Marchmont will do the same for him.

Likewise aforesaid Lewis Gale and James Shirley of Somerset County Court present person in their proper person undertake for the said Mathews that ~~the said Mathews~~ shall be bound to give in the

maner ~~the said Mathews~~ pay the Condemnation of the Court ~~upon or under his body~~ to the Custody of the Sher. of Somerset County in Satisfaction whereof that they the said Lewis Gale and James Shirley will do it for him.

Therefore as to the trying the Issue aforesaid between the parties aforesaid of new, Command is given to the Sher. of Somerset County that he cause to come before the Justices of this Lordships County Court of Somerset to be held at dividing Court the third Tuesday of August next ~~at twelve~~ by whom the said Mathews is bound to be acquitted because as well the said day is given the parties ~~the said~~

At which said next Court to wit the Eighteenth day of August and did One thousand Seven hundred & thirty came againe as well the said John as the said Mathews by their attorney, aforesaid and the Sher. of Somerset of Somerset County Likewise came and made Return that he hath laid down ~~twelve~~ by his precept he was commanded and thereupon the proceedings, is continued, between the parties aforesaid of the plea aforesaid by the Jurors put the case ~~in dispute~~ ^{between them} until the next Court, and the said day is given the parties aforesaid also

At which said next Court came to with the Servants the day of November and

did One thousand Seven hundred & thirty came againe as well the aforesaid John as the said Mathews by their attorney, aforesaid and the Jurors returned by the Sher. aforesaid to try the Issue aforesaid between the parties aforesaid of now being called Likewise came to with Francis Barker, Richard Pinder, Thomas Selby, Isaac Piper, John Webb - John Huntington, Solomon Coulburne, John Shockley, Peter Claywell, Isaiah Bredelle, Hugh Nelson - Lazarus Madox - who being duly elected byed and sworn to say the truth in the premises upon their Oath do say that the said Mathews Dogan did assault upon himself in manner and form as the said John Stewart above against him