

Execution against the same Hannah and John Horsey of the damages aforesaid according to the form & Effect of the Recovery aforesaid &c. Likewise the aforesaid Joseph Mustafa according to the form of the Statute in such case lately made and provided Recover against the aforesaid Hannah and John Horsey's pounds of tobacco for his lost Charges and Damages Sustained by Omission of Delay

342 of Execution of the Damages aforesaid &c

Wm. Turville & Elias Evans

Humphry Huay

Command was given to the Just. of Somerset County that he should take Humphry Huay late of Somerset County planter if he should be found in his bailly with and him should safe keep so that he might have his body before the Justices of his Lordship's County Court of Somerset to be held at dividing Creek the third Tuesday of March then next to answer unto William Turville and Elias Evans of a plea of trespass upon the case &c and that those of the should not fail &c

And the said William Turville and Elias Evans by Francis Allen their attorney Complain against the said Humphry Huay in the plea as follows. Vid.

Somerset County J. Humphry Huay late of Somerset County planter was attached to answer unto William Turville and Elias Evans of a plea of trespass upon the case &c

And whereupon the said William and Elias by Francis Allen his attorney Complain that whereas the said Humphry the Seventh day of November Anno Domini Seventeen hundred and thirty at Somerset County aforesaid within the Jurisdiction of this Court was indebted unto the said William and Elias in Seven pound, fifteen Shillings and Eleven pence Current money of Maryland as by account hereunto annexed may in Court appear and being so thereof indebted the said Humphry the day and year aforesaid at the place aforesaid within the Jurisdiction aforesaid in consideration thereof upon himself did assume and to the said William and Elias then and there did faithfully promise that he the said Humphry the said Seven pound fifteen Shillings and Eleven pence to the said William and Elias when he should be thereunto requested he would well and faithfully pay and Content and altho' the said Humphry one pound full of the aforesaid Seven pound fifteen Shillings and Eleven pence to the said William and Elias he hath paid and satisfied yet as to Six pound fifteen Shillings and Eleven pence residue of the aforesaid Seven pound fifteen Shillings and Eleven pence the said Humphry his promise and assumption aforesaid in forme aforesaid made nothing regarding but plotting and fraudulently Intending the said William and Elias in spite Casually and Subtily to Deceive and Defraud the said Six pound fifteen Shillings and Eleven pence to the said William and Elias hath not paid or Contented nor to either of them and Elias on the aforesaid Seventh day of November in the year aforesaid and often afterwards at the County aforesaid within the Jurisdiction aforesaid he was thereunto requested but the same to them with intent to pay hath refused and still doth refuse and deny whereupon they say they are worse and have damage to the value of twelve pound money aforesaid and thereupon they bring Suite

[Handwritten signature]

Humphry