

vs Nathaniel Brittingham
vs Dennis Cordogan

Command was given to the Sher. of Somerset County that he should take Dennis -
Cordogan late of Somerset County Bricklayer if he shall be found in his bailynite
and him should safe keep so that he might have his body before the Justice of his Lordship's County of Somers-
set to be hold and in waiting here in the County at the third Wednesday of March then next to answer unto Nathaniel
Brittingham of a plea of trespass upon the Case &c and that thereof should not fail &c

All which said third Wednesday of March to wit the nineteenth day of the same month and A.D. One thousand
seven hundred and thirty three being the day of the return of the said Writ Cometh the said Nathaniel Brittingham
by Francis Allen his attorney and the Sheriff of Somerset County to whom the foregoing writ was directed Likewise
Comes and makes return thereof to the Court here indorsed in those words following vizt Bei lingua of Joshua Caldwell for

The said Dennis Cordogan being called appears and thereupon the said Dennis Cordogan at the prayer of
the said Nathaniel Brittingham by his attorney is adjudged to give special bail to the action and but for
want thereof the said Dennis Cordogan is committed into the custody of the Sheriff of Somerset County thereto -
Remain &c the said Sheriff to wit Joshua Caldwell Gent. present herein Court took charge of the said Dennis -
Cordogan accordingly &c afterwards in the same Court came certain George Douglas of Somerset County Gent. in
his proper person and undertook for the said Dennis Cordogan and assumed upon himself that if in case the
said Nathaniel Brittingham should recover Judgment in the plea and against the said Dennis Cordogan or that
the said Dennis Cordogan should be therein convicted that then he the said Dennis Cordogan shall pay the Expenses
of the Court thereupon or tender his body to the custody of the Sher. of Somerset County in satisfaction thereof
or that he the said George Douglas will do the same for him &c.

Whereupon the said Dennis Cordogan by George Douglas his attorney Comes and defends the free and
Injury when &c and says that he cannot gain say the action and of the said Nathaniel Brittingham nor
can he say but that the said Dennis Cordogan did assume upon himself in such manner and form as the
said Nathaniel Brittingham above against him hath complained and as to the damage of the same Nathaniel
by him by Occasion of the premises in that part sustained the same Dennis saith and Confesseth that
the said Nathaniel has sustained damages by Occasion of the premises further than his Costs and
Charges by him about his Suit in that part apposed to three pounds eight shillings and eleven pence
Current money of Maryland and not more and because the said Nathaniel denies not this but the same
allegation Confesseth to be true prays Judgment for those damages above Confessed together with those Costs &
Charges and to him to be adjudged &c

Therefore by Consent of the parties and it is considered that the
said Nathaniel Brittingham recover against the said Dennis Cordogan his damages and to three pounds
eight shillings and eleven pence Current money of Maryland in form and Confessed as also two hundred
and sixty eight pounds of Tobacco for his Costs and Charges and to the same Nathaniel by
the Court here and Consent of the parties and adjudged and the said defendt. in mercy &c afterwards the
said