aft. John hath not paid nor for the same in any sort contented but that unto him hitherto to pay or for the same in any sort to content altogether hath refused and still doth refuse to the damage of the same John Nine pounds and therefore he brings &c. Pledges &c. Jn. Doe & Ro. Roe

Whereupon the said Robert Dias present herein Court in his proper person at the prayer of the aforesaid John Lenan by his attorney aft. is adjudged to give Speciall bail to the action aft. Thereupon a certain Francis Porter of Somerset County Gentleman present herein Court in his proper person undertook and assumed upon himself for the said Robert Dias (likewise the said Robert Dias assumed upon himself) that if in case the said John Lenan should recover Judgment in the plea aft. against the said Robert Dias or that he the said Robert Dias should be therein convict that then he the said Robert Dias should pay the condemnation of the Court thereupon or render his body in Execution of Such Judgment to the prison of the Sheriff of Somerset County in Satisfaction thereof or that he the said Francis Porter will do the same for him &c. And the aforesaid Robert Dias by George Douglas his attorney comes and defends the force and Injury when &c and prays leave thereof to Imparle hereuntill next Court and he hath it and the same day is given to the aft. John hereals &c.

At which said Next Court to wit the Nineteenth day of November Anno Dom. One thousand Seven hundred and thirty four came againe as well the aft. John Lenan as the aft. Robert Dias by their attorneys aft. and whereupon the same Robert Dias prays further leave thereof to Imparle hereuntill next Court and he hath it and the same day is given to the aforesaid John hereals &c.

At which said next Court to wit the Eighteenth day of March Anno Dom. One thousand Seven hundred and thirty four came againe as well the aft. John Lenan as the aft. Robert Dias by their attorney aft. and thereupon the same Robert as before defends the force and Injury when &c and says that the said John his accon thereof against him to have and maintain ought not because he says that he the said Robert on the tenth day of November after the date of the bill obligatory aft. Viz. on the said tenth day of November Anno Dom. Seventeen hundred and thirty at Somerset aft. did pay to the said John the sum of one pound Sixteen Shillings and Eight pence and one hundred and five pounds of tobacco according to the force form and effect of that bill and this he is ready to verify wherefore he prays Judgment if the said John his accon thereof against him the said Robert ought to have and maintain &c. And the aft. John saith that he by any thing spre alledged from having and maintaining his action aft. against the aft. Robert to be precluded ought not because he saith that the aft. Robert did not pay unto him the aft. John the sum of one pound Sixteen Shillings eight pence and one hundred and five pounds of Tobacco at or before the said tenth day of November next ensuing the date of the bill obligatory aft. which he at or before the same day ought to have paid according to the form and effect of that bill, and this he the pray may be enquired by the Country &c.

Whereupon the same attorney of the same Robert relinquisheth his verification aft. by him above alledged and the same attorney of the same Robert says that he is not Informed by the same Robert his Clyant of any Answer for the same Robert to the plea aft. of the same John above Pleaded to traverse and nothing else thereof says by which the same John remaineth against the aft. Robert thereof undefended &c.

Therefore it is Considered