

June Court - 1733 - (31)

Within the Jurisdiction of this Court was Indebted unto the said John M^r Cuddy in three pounds and one penny Cash as by a certain Note by the said John Magan signed Bearing Date the day and Year aforesaid may in Court appear and being so thereof Indebted the said John Magan in consideration thereof the day and Year aforesaid at the place aforesaid upon himself did Assume and to the said John M^r Cuddy then and there did faithfully promise that he the said John Magan the said three pounds and one penny to the said John M^r Cuddy on the seventeenth day of that Instant he would well and faithfully pay and content Nevertheless the said John Magan his promise and Assumption aforesaid in form aforesaid made Nothing Regarding but plotting and fraudulently pretending the said John M^r Cuddy in that part Craftily and Subtly to Deceive and defraud the said three pounds and one penny to the said John M^r Cuddy on the aforesaid seventeenth day of August in the Year aforesaid hath not paid or contented altho the same to do the said John Magan by the said John M^r Cuddy on the aforesaid seventeenth day of August in the Year aforesaid and often afterwards at Somerset County aforesaid within the Jurisdiction aforesaid he was thereunto Requested but the same to him hitherto to pay or content hath refused and still doth Refuse and Delay Whereupon the said John M^r Cuddy saith he is worse and hath Damage to the Value of six pounds moneys aforesaid. And thereupon he brings Suit.

Whereupon the aforesaid John Magan present here in Court in his proper person at the prayer of the aforesaid John M^r Cuddy by his Attorney aforesaid was adjudged to give special Bail to the Action aforesaid thereupon a certain Rich Knight of Somerset County Planter present here in Court in his proper person assumed upon himself and did undertake for the said John Magan that if in case the said John M^r Cuddy should recover Judgment in the plea aforesaid against the aforesaid John Magan or that he the said John Magan should be therein convicted that then he the said John Magan shall pay the Condemnation of the Court thereupon or Render his Body to the Custody of Sher of Somerset County in Satisfaction thereof or that he the said Rich Knight will do the same for him. &c. Thereupon the said John Magan by W^m Buckingham his Attorney comes and defends the force and Injury whereof and prays Leave thereof to Impare here until Next Court and he hath it and the same Day is Given to the aforesaid John M^r Cuddy here also &c.

At which said next Court to wit the Twentieth day of March Anno Domini one thousand Seven hundred and thirty two came again as well the aforesaid (John)