

June Court --- 1733 --- (35)

of the Sum of thirty Six pounds mentioned in the Condition of the Writing
aforesaid and this he is ready to verify wherefore he prays Judgment if he with the
Dobt aforesaid by virtue of the Writing aforesaid to be barthoned ought &
And the aforesaid Rives Holt says that he by any thing in the plea aforesaid
Alleged ought not to be procluded because he saith that the said James
Shirley the said Sum of five Shillings to the said Rives in full Satisfaction
of the Sum of thirty Six pounds mentioned in the Condition of the Writing
aforesaid did not pay or satisfy as he hath above Alleged and this to play
may be Enquired into by the Country &c. and the Doff Likewise &c.
Therupon it is Comanded the Sher of Somerset County that he should
Cause to come here Judicately before the Justices of his Lordships County
Court of Somerset now in Court Judicially sitting at Dwidning Creek
Twelve &c. by whom &c. and who neither &c. to Recognise &c.
because as well &c. and afterwards immediately came there of the Jurors
&c. and the Jurors of that same Jury by Joshua Caldwell Gent Sher
of the County aforesaid to this Impanelled being called came to witt
William Jones, Charles Ratalif, Moses Durskoy, John Tullson,
Tho' Kearm, Isaac Marshall, Joseph Wyat, John Outton, Benjⁿ Tull,
Wm Smith, George M^r Glanery, and Richard Holland, who to say
the truth of and upon the premises being asked tried and Sworn upon their Oath did say that
that afo James did pay unto the afo Rives on the fifteenth day of September One thousand
Seven hundred and twenty eight five Shillings in full Satisfaction of the Sum of thirty Six pounds
mentioned in the Conditions of the writing afo as the said James in his plea afo hath alleged &

And because the Court here of their Judgment of and upon the premises afo to Render as yet
will advise day there of is given to the parties afo before his Lordships Justices of the County
Court of Somerset to be hold at Dwidning Creek the third Tuesday of November Next of hearing
hereof their Judgment for that the Court here there of as yet &c.

At which said next Court to witt the Twenty first day of November afo did. One thousand Seven
hundred and thirty two came again as well the afo Rives Holt by his attorney afo as the said James
Shirley in his own proper person and because the Court here of their Judgment of and upon the pre
mises afo to Render as yet will advise, further day is given to the parties afo before the Justices
of his Lordships County Court of Somerset to be hold at Dwidning Creek the third Tuesday of March
next, of hearing there of their Judgment for that the Court there of as yet &c.
Court to witt the Twentieth day of March afo did and thousand seven hundred
and thirty two came again as well the afo Rives Holt by his attorney afo as the said
James Shirley in his own proper person and because the Court here of their Judgment

(of)