

The City of London Merch. etc. at the Time of his Death who Died Intestate (as tis said) if they should be found in his Balywick and them should safe keep so that he might have their Bodies before the Justices of his Lordships County Court of Somerset to be held at Dividing Creek in the County afo. the third Tuesday of August then next to answer unto Tho. Fletcher the Plaintiff of a plea of Trespass upon the Case &c. and that thereof he should not fail &c.

And the said Thomas Fletcher by William Breckingham his Attorney complains that against the said Nath. Hoche James Peirce and John Wood in the plea afo. as followeth to-wit. Somerset County ss. Nath. Hoche James Peirce and John Wood late of Som. County Merch. &c.

Advers of all and Singular the goods and Chattels Right and Credits which were of Hugh Arbuthnot late of the City of London Merch. etc. at the Time of his Death who Died Intestate (as tis said) were attached to answer unto the Prod. Tho. Fletcher of a plea of Trespass upon the Case &c.

And Whereupon the said Thomas Fletcher by Will Breckingham his Attorney complains that whereas the said Hugh Arbuthnot in his Lifetime to-wit. the said Tho. Fletcher to-wit. on the Twentieth day of August one thousand seven hundred and thirty one at Somerset County within the Jurisdiction of this Court was indebted unto the said Tho. Fletcher in the Sum of fifty eight pounds four Shillings and three pence Ster. money of Great Britain as by an account herunto annexed may appear and so thereof being indebted the said Hugh in his Lifetime afterwards to-wit. the same day and year afo. at the County afo. within the afo. Jurisdiction in consideration thereof upon himself did assume and to the said Tho. Fletcher then and there faithfully promised that he the said Hugh the said fifty eight pounds four Shillings and three pence Ster. money to the said Thomas well and faithfully would pay and content when afterwards he should be therunto required Nevertheless the said Hugh in his Lifetime and the said Nath. Hoche James Peirce and John Wood after the Death of the said Hugh the promise and Assumption of the said Hugh so as afo. in his Lifetime made no way regarding but defrauding and fraudulently Intending him the said Thomas to deceive and defraud the said fifty eight pounds four Shillings and three pence Ster. or any part thereof to the said Tho. hath not paid or satisfied altho. this to do the said Hugh in his Lifetime and the said Nath. James and John since the Death of the said Hugh by the said Tho. to-wit. the fifth day of Septemb. and year afo. at Somerset County afo. within the Jurisdiction afo. was required but the same to the said Thomas to pay the said Hugh in his Life and the afo. Nath. James & John since his Death have altogether refused and still doth refuse to the Damage of the said Thomas of one hundred pounds like money and thence he brings Suit &c.

To Cap<sup>t</sup> Hugh Arbuthnot to Tho. Fletcher  
To twenty hogheads of Tob.<sup>o</sup> (consigned to you)  
which by a moderate computation the Sale of 500. 12. 6  
other tobaccos

pledged Deposits In: Do  
Richard Ross  
(To)