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County aforesaid within the Jurisdiction of this Court was Indebted to the said James in the quantity of Nine hundred and Sixty three pounds of tobacco for so Much tobacco for the said Philip at the request of the said Philip by the said James before that time paid and Expended and the said Philip being so thereof Indebted on Consideration thereof upon himself did assume and to the said James then and there faithfully promise that he the said Philip the afo nine hundred and Sixty three pounds of tobacco when he should be afterwards thereto Required would well and faithfully pay and Content Nevertheless the said Philip his promise and assumption afo in Manner and form afo made not regarding but minding and fraudulently intending the afo James in that part Craftily and Subtly to Deceive and defraud the afo nine hundred and Sixty three pounds of tobacco or any part thereof to the afo James hath not hitherto Contented or paid but the same to pay to the said James hath altogether refused and the same to the said James to pay still doth refuse and unjustly deny altho the same to doe the afo Philip afterwards Vis on the first day of August Anno Dom Seventeen hundred and thirty three at Somers County within the afo Jurisdiction and often afterwards was thereto Required Whereupon the same James says he is the worse twelve hundred pounds of tobacco and thereof he brings Suit & pledges &c. In the

Whereupon the said Philip Taylor in his own proper person appears and thereupon the said Philip Taylor at the prayer of the afo James Dickerson by his attorney afo is adjudged to give Special bail to the action afo Whereupon a certain Hutton Hile of Somerset County planter present here in Court undertakes for the said Philip Taylor that if in case the said James Dickerson should recover Judgment against the said Philip Taylor in the plea afo or that the said Philip Taylor should be there in Court that then he the said Philip Taylor should pay the Condemnation of the Court thereupon or tender his body to the Custody of the sh. of Somerset County in Satisfaction thereof or that he the said Hutton Hile will do the same for him &c. afterwards the said Hutton Hile here in Court prays that the afo Philip Taylor may be Committed into the Custody of the sh. of Somerset County, and he discharged from the bail penie afo. Whereupon the said Hutton Hile is discharged from the bail penie afo, and the said Philip Taylor is Committed into the Custody of the sh. of Somerset County there to remain &c. - The said sh. to wit Joshua Caldwell Gent. being present took Charge of the said Philip Taylor accordingly -

Whereupon the said Philip Taylor in Custody as afo in his proper person Comes and defends the force and Injury when &c. and saith that he cannot gain say the action afo of the afo James Dickerson nor can he say but that he did assume upon himself in manner and form as the afo James above against him hath Complained and as to the damages of the same James by him by Occasion of the premises in that part Sustained the said Philip saith and Confesseth that the afo James has Sustained damage by Occasion of the premises further than his Costs and Charges by him about his Suit in that part apposed to nine hundred and Sixty three pounds of tobacco and not more and because the afo Hutton Hile says not this but the same allegation Confesseth to be true prays Judgment and those damages above