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as the <sup>af</sup> Joshua Caldwell by their attorneys <sup>af</sup> and whereupon the same Joshua Caldwell says that he cannot  
the action <sup>af</sup> of the <sup>af</sup> Michael nor can he say but that he did assume upon himself in manner and form  
as the <sup>af</sup> Michael ~~is~~ above against him hath complained and as to the damage of the same Michael by him  
by occasion of the premises in that part sustained the said Joshua Smith & Confesseth that the <sup>af</sup> Michael  
~~and~~ hath sustained damage by occasion of the premises further than his Costs  
and Charges by him about his Suit in that part appured to Eight thousand and one pounds of tobacco and not  
more and because the <sup>af</sup> Michael denies not this but the same allegation Confesseth to be true prayes Judgment  
and those damages above Confessed together with his Costs and <sup>af</sup> Charges adjudged <sup>af</sup> her.

Therefore by Consent of the parties <sup>af</sup> it is considered that the <sup>af</sup> Michael Howard Recovered against  
the <sup>af</sup> Joshua Caldwell his damages <sup>af</sup> to the <sup>af</sup> Eight thousand and one pounds of tobacco by the same <sup>af</sup> Jos.  
from <sup>af</sup> Confessed as also <sup>af</sup> pounds of tobacco for his Costs and Charges

<sup>af</sup> to the same Michael at his request by the Court here and Consent of the parties <sup>af</sup> adjudged and the  
<sup>af</sup> Joshua in mercy <sup>af</sup> — Whereupon the said Joshua Caldwell present here in Court in his proper person is  
adjudged at the prayer of the <sup>af</sup> Michael by his attorney to give Special bail to the action <sup>af</sup> thereupon afore-  
-said John Dennis Dunt present here in Court assumed upon himself and undertook for the said Joshua Caldwell  
that if in case the <sup>af</sup> Michael Howard should Recover Judgment against the <sup>af</sup> Joshua Caldwell in the plea <sup>af</sup> or  
that the said Joshua Caldwell should be thereto convicted that then he the said Joshua Caldwell should pay the  
Condemnation of the Court thereupon or Render his body to the custody of the Sher. of Somerset County in Satisfac-  
-tion thereof or that he the said John Dennis Dunt will do it for him <sup>af</sup>

At Robert Scott } Somerset County p. William Hopkins late of Somerset County planter was  
1733 William Hopkins } attached to answer unto Robert Scott of a plea of trespass upon  
the Cases &c

And whereupon the said Robert by Francis Allen his attorney  
Complains that whereas the said William the Sixteenth day of August Anno Domini  
One thousand seven hundred and thirty two at Somerset County aforesaid within  
the Jurisdiction of this Court was Indebted unto the said Robert in five hundred  
seventy five foot of good pine plank or corn to the value thereof and two hun-  
dred and twenty eight pounds of Tobacco as by account hereunto annexed and here-  
in Court produced may appear and being so thereof Indebted the said William in  
consideration thereof upon himself did assume and to the said Robert then and  
There did faithfully promise that he the said William the said five hundred &  
seventy five foot of good pine <sup>plank</sup> or corn to the value thereof and two hundred  
and twenty eight pounds of Tobacco to the said Robert when he should be  
afterwards thereunto requested he would well and faithfully pay and content  
nevertheless the said William his promise and assumption aforesaid in-  
form aforesaid made nothing regarding but plotting and fraudulently Inten-  
ding the said Robert in that part craftily and subtilly to deceive and defraud  
the said five hundred seventy and five foot of good pine plank or corn to  
the value thereof and two hundred and twenty eight pounds of tobacco to  
the said Robert hath not paid or contented but the same to him hitherto to  
pay or content hath Refused and still doth Refuse and Deny whereupon  
the said Robert saith he is worse and hath damage to the value of four  
pounds