

November Court — 1735 — (108)

A year last mentioned at the County aforesaid often since that time —
By the said John Watson the said John Aydelott was required where-
upon the said John Watson says he is the word of Damage hath to
the Value of Seventeen hundred Pounds of Tobacco thereof he
brings Suit &c.

A Copy of the foregoing declaration was made & sent to be
served on the defendant with the writ in the pleas aforesaid. According to
Act of assembly in such case made and provided &c.

At which said third Tuesday of November to wit the eighteenth
day of the said month A.D. 1735: One thousand Seven hundred
and thirty five being the day of the return of the same writ came
the said John Watson by his attorney aforesaid and the Sheriff of Somerset
County to whom the foregoing writ was directed likewise cometh
and maketh return thereof to the Court here ^{in these words following} Endorsed Vob.

Legi Corporis declaration intima — J. J. M. Carter Sher.

Whereupon the said John Aydelott present herein Court in his
proper person is by the said Court adjudged to give Speciall
Bail to the action aforesaid Thereupon a certain John Boye late
of Somerset County planter came here into Court in his proper
person and undertook for the said John Aydelott and assumed
upon himself (likewise the said John Aydelott assumed upon
himself) that if in God the said John Watson should recover Judgment
in the plea aforesaid against the said John Aydelott or that the
said John Aydelott should be therein convicted that then he the said John
Aydelott should pay the Condemnation of the Court thereupon or tender
his body in Execution of such Judgment to the Prison of the
Sheriff of Somerset County in satisfaction thereof or that he the
said John Boye will do the same for him &c.

And thereupon the said John Aydelott by Francis Allen his attorney prays that the aforesaid
John Watson may give security for Costs in Case he should be obtained against him in the plea aforesaid which
is by the Court granted Whereupon a certain James Martin of Somerset County Gent present
here in Court in his proper person undertakes for the said John Watson that he will be convicted
in the plea aforesaid or otherwise Legally cast that then the said John Watson shall pay the Condemnation
of the Court thereupon and all Costs accruing thereon to the said John Watson or that he the said
James Martin will do the same for him &c. — And the said John Aydelott by Francis
Allen his attorney comes and defends the fact and Injury wherof and
saith that he did not assume upon himself in manner and form as
aforesaid John Watson above aforesaid him hath complained and of this he
puts himself upon the Country &c. — And Whereupon
(afterwards