

November Court --- 1735 --- (116)

By Contra

By John Timmons £ 16. 2	By Mr. Dennis 6000 to b. £ 30	£ 31. 16. 2
By abatement in Tobacco book for a Bond		12
By abatement in a Great Coat		5
		<u>32. 13. 2</u>

1733 July 4 th By Galland in your favour	£ 8. 4
April 30 th 1735 balt. due on acct. of Cav & money	9. 16. 6
And the Tobacco acct. 4032 this 30 th of April 1735 as witness Rob ^t . Bolton	<u>10. 4. 10</u>

This above acct. duly proven by Mr. Robert Bolton according to an act of assembly in that case made and provided before me one of his High Justices of the peace this 1. day of May 1735

E. Rownd

Whereupon the said John Brown presented herein Court in his proper person is by the same Court adjudged to give special bail to the action aforesaid. Thereupon a certain Thomas Fletcher late of Somerset County Gent. came here into Court in his proper person and undertook for the said John Brown and assumed upon himself (likewise the said John Brown assumed upon himself) that if in case the said Robert Bolton should recover Judgment in the said aforesaid against the said John Brown, or that the said John Brown should be therein convicted that then he the said John Brown should pay the Execution of the Court thereupon or render his body in Execution of such Judgment to the prison of the Sheriff of Somerset County in satisfaction thereof or that he the said Thomas Fletcher will do the same for him.

Whereupon the aforesaid John Brown by William Buckingham his attorney came to Court and said that he did not assume upon himself in manner and form as the aforesaid Robert above against him hath declared & of this he puts himself upon the Country. And the aforesaid in like manner. Thereupon it is commanded the Sheriff of Somerset County that immediately he should cause to come here before the Justices of his Lordships County Court of Somerset now sitting at dividing Court in the County aforesaid by whom & who with & to recognize & be caused as well & and afterwards immediately came three of the Jury & the Juror of that same Jury by Joseph M^r. Carter Gent. Sheriff of the County aforesaid to this Injunctive being called came to wit John Waters, Thomas Waller, Angello Atkinson, Jonathan Sturgis, George Bristow, James Breeman, William Mills, Richard Chambers, James Mann John Land, Archibald White, and Moses Chaille, who to say the truth of the premises aforesaid being duly listed upon and sworn upon their oaths do say that the aforesaid John Brown did assume upon himself in manner and form as the said Robert Bolton above against him hath complained and asserted the damage of the same Robert by him by omission of the Non performance of the promise