

November Court 1735 117

Whereupon the said Sheriff altho' solemnly called bring not in the Body of the said John Britt according to the Return of his writ in the plea aforesaid Whereupon at the prayer of the said Sheriff to wit Joseph McCarter Gent Day is given unto him until next Court to be hold for Somerset County at which next Court the third Tuesday of November Next to bring in the said John Britt to answer unto the said John Singleton in the plea afo' as followeth viz

At which said next Court to wit the Eighteenth day of November being the third Tuesday of the same month. And: Don: One thousand seven hundred and thirty five came against the said John Singleton by his attorney afo' and Likewise came thunto Court in his proper person a certain John Brown of Somerset County Carpenter and undertook for the said John Britt and assumed upon that if in case the said John Singleton should recover Judgment in the plea aforesaid against the said John Britt or that the said John Britt should be therein convicted that then he the said John Britt should pay the Condemnation of the Court thereupon or tender his Body to the Custody of the Sheriff of Somerset County in Satisfaction thereof or that he the said John Brown would do the same for him &c

Whereupon the said John Singleton by his attorney afo' complained against the said John Britt in the plea aforesaid as followeth viz -- Somerset County pt. John Britt late of Somerset County planter was attached to answer unto John Singleton of a plea of trespass upon the said &c

And whereupon the said John Singleton by Robert Jonckins Henry his attorney complains that whereas the aforesaid John Britt after the first day of May And: Don: One thousand seven hundred and five (to wit) the twenty third day of May in the year of our Lord seven hundred thirty and four at Somerset County afo' within the Jurisdiction of this Court made his certain note in writing called a promissory note with his own proper hand thereunto subscribed bearing date the same day and year last afo' and the same note to the said John Singleton then and there did deliver by which said note the said John Britt did promise to pay to the said John Singleton or his order on demand the sum of two pounds seven Shillings and seven pence Cash Current of Maryland and one pound five Shillings and three pence Current pay for value received and the said John Singleton in fact writes that he the said John Singleton at any time hitherto hath not received the aforesaid two pounds seven Shillings and seven pence and one pound five Shillings and three pence or any part of either of the said Sums in the note aforesaid contained to be paid to any person whatsoever by reason of which said promissory note and

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