

June Court ——— 1735 ——— 38

Therefore by consent of the parties a<sup>d</sup> it is considered by the Court here that the a<sup>d</sup> Joshua Caldwell recover against the a<sup>d</sup> Dennis Driskill his damages a<sup>d</sup> to the a<sup>d</sup> fourteen hundred and eight pounds of tobacco in forme a<sup>d</sup> Confess'd as also two hundred and sixty and Sixty three ——— pounds of tobacco for his costs and Charges a<sup>d</sup> to the same Joshua by the Court here and consent of the parties a<sup>d</sup> adjudg'd and the a<sup>d</sup> Defendant in Mercy &c.

Ed. Alexander Bunde } Command was given to the Sheriff of Somerset County that he should  
H James Breman. } take James Breman late of Somerset County planter if he should  
be found in his bailwick & him should safe keep so that he might have  
his body before the Justice of his Lordships County Court of Somerset to be  
held at dividing Creek y<sup>e</sup> third Tuesday of June then next to answer unto Alexander Bunde  
aplea of trespass upon the Case: and that thereof he should not fail &c.

And the a<sup>d</sup> Alexander Bunde by George Douglas his attorney complains against the said James Breman in the plea a<sup>d</sup> follows the Vitz.

Somerset s<sup>r</sup> James Breman late of Somerset County planter was attached to answer to Alexander Bunde of a plea of trespass upon the Case &c.

And Whereupon the said Alexander by Geo: Douglas his attorney complains that whereas the said James on the first day of April Anno Domini Seventeen hundred & thirty five at Somerset County within the Juris of the Court was indebted to the said Alexander in the Sum of fourteen pounds Eighteen shillings and four pence Current monny of Maryland for sundry wares & Merchandises & other matters and things properly lying in Account as by an Account thereof herewith into Court brought & hereto annex'd may appear and the said James being so thereof indebted on Consideration thereof upon himself did assume & to the said Alexander then & there faithfully promis'd that he the said James the said fourteen pounds Eighteen shillings & four pence Current monny of Maryland when he should be afterwards thereof Required to the said Alexander would faithfully pay & Content Nevertheless the said James his promis'd & assumption a<sup>d</sup> in form a<sup>d</sup> made nothing regarding but minding & fraudulently intending the said Alexander in that part craftily & Subtly to deceive & defraud the said fourteen pounds & Eighteen shillings & four pence Current monny of Maryland to the said Alexander hath not hitherto paid or him for the same in any sort contented but the same to him to pay hath altogether refused & still doth refuse altho the same to doe the said James afterwards to w<sup>e</sup>ll the day and year a<sup>d</sup> at the County a<sup>d</sup> often since that time by the said Alexander was required Whereupon the said

Alexander