

June Court . . . . . 1735 . . . . . 54

formance of the promise and assumption aforesaid It is Comanded the Sheriff of Somerset County that by the oath of Honest and lawfull men of his Bailiwick or County he diligently Inquire what Damages the aforesaid Joshua hath sustained as well by Occasion of the non performance of the promise and assumption aforesaid as for his Costs and Charges by him about his Suit in that part appoyed and the Inquisition which thereupon he takes he make appear to the Justices of his Lordships County Court of Somerset to be held at Dividing Creek the third Tuesday of August Next under his seal and the seal of them by whose oaths he takes the same Inquisition hereon together with the will thereof to him directed and the same day is given to the aforesaid Joshua herealso &c.

ft. John Bishop  
for William Holland Junr.

Command was given to the Sheriff of Somerset County that he should take William Holland Junr late of all hollows parish in Somerset County planter if he should be found in his bailiwick and him should safe keep so that he might have his body before the Justices of his Lordships County Court of Somerset to be held at Dividing Creek the third Tuesday of June then next to answer unto John Bishop Junr of a plea of trespass upon the case &c. And that thereof he should not fail &c. At which said third Tuesday of June to witt the seventeenth day of the same month Ann. Dom. One thousand Seven hundred and thirty five being the day of the return of the said writ Cometh the said John Bishop by Francis Allen his attorney and the Sheriff of Somerset County to whom the foregoing writ was directed Likewise Cometh and maketh return thereof to the Court here Endowed in these words following Viz

Cope Corpus ————— of Joseph M-Caster Sher

Whereupon the said William Holland Junr in his own proper person Cometh and defendeth the fore and Injury when &c. and saith that he cannot gain say the action aforesaid of John Bishop nor can he say but that he did assume upon himself in manner and form as the said John Bishop above against him at avarageant him that Complaind and as to the damage of the same John Bishop by occasion of the premises in that part sustained the same William saith and Confesseth that the said John hath sustained Damages by occasion of the premises beyond his Costs and Charges by him about his suit in that part appoyed to three pounds ten shillings first money of Maryland and not more and Because the said John demur not thereto but the the same allegation

Cometh