

August Court 1735 75

Answer unto William Camplin of a plea of trespass upon the Case. And whereupon the said William Camplin by Robert Jenkins Henry his attorney Com. sheweth that whereas the said William Kitchen after the first Day of May anno. Dom. One thousand seven hundred and five to witt the twenty fifth day of August and Year of Our Lord One thousand seven hundred & thirty four at Somerset County within the Jurisdiction of this Court made his certain note in writing Called a promisory note with his own proper hand ^{thereunto} subscribed bearing - Date the same day and Year Last abovesaid which same note the said William Kitchen to the said William Camplin then and there did deliver and by the same note did promise to pay to the aforesaid William Camplin by the name of Cap^t William Camplin or Order the sum of thirty One pounds sixteen Shillings and ten pence sterling (as by the same note here into Court brought may appear) and by reason hereof as also by force of the Statute in that Case lately made and provided the same William Kitchen became chargeable to pay to the same William Camplin or Order the aforesaid thirty One pounds sixteen Shillings and ten pence sterling according to the tenor of the same note and the said William Kitchen being so then chargeable in Consideration thereof afterwards to witt the same day and Year Last aforesaid at Somerset County aforesaid within the Jurisdiction aforesaid upon himself did assume and to the same William Camplin then and there faithfully did promise that he the aforesaid William Kitchen the said thirty One pounds sixteen Shillings and ten pence Sterling unto the said William Camplin he would well and faithfully pay and content and altho the said William Kitchen four pounds and ten pence Sterling parcel of the same thirty One pounds sixteen Shillings and ten pence Sterling he hath since paid and satisfied Nevertheless as to twenty seven pounds sixteen Shillings Sterling residue of the said thirty One pounds sixteen Shillings and ten pence Sterling the said William Kitchen his promise and assumption - aforesaid in form aforesaid made nothing regarding but plotting and fraudulently Intending the same William Camplin in that part Casually and Subtly to deceive and defraud the said twenty seven pounds sixteen Shillings Sterling nor any part thereof to the said William Camplin hath paid or him for the same in any sort Contented altho the said William Kitchen afterwards to witt the same day and Year aforesaid and often afterwards at the County aforesaid and within the Jurisdiction aforesaid by him the said William Camplin was thereunto requested but the same William Kitchen the same to pay hither to altogether hath refused and ^{will not} refused and deny whereby the same William Camplin saith he is the worse and hath Damage to the Value of fifty pounds Sterling and thereupon he bringeth suit ^{pleades the In De R. Roe.}

At which said third Tuesday of August to witt the nineteenth day of the same month anno. Dom. One thousand seven hundred and thirty five being the day of the Return of the same Writ Cometh the same William Camplin 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 Endored in these words following -

Cap^t Corpus declaration delivered in time of Joseph M^rester ^{Just}
 Whereupon a certain Thomas Gray of Somerset County Mercht Cometh here into Court in his proper person and undertook for the same William Kitchen and assumed upon himself (likewise the said William Kitchen assumed upon himself) that if in Case the said William Camplin should recover Judgment.