

Manh Court..... 1736 11

Therefore it is considered that the aforesaid John Mitchell of the felony afo bequitted goe there
of without day &c.

Elizabeth Day appears to her recognizance to give Evidence against John Mitchell & is discharged there
from &c. Thomas Caldwell appears according to his recognizance to give Evidence against John

Mitchell & is discharged therefrom &c.

Mathew Baranore appears according to his recognizance to give Evidence against John Mitchell
and is discharged therefrom &c.

W B John Hardy

Somerset County Jt. / Elgate Hitch late of Somerset County planter and
Belly his wife lately called Betty Hardy of the same County widow
Executrix of the testament and last will of Ebenezer Hardy late of the
same County Gent: dec: were attached to answer unto John Hardy of
of a plea of trespass upon the case &c.

for Elgate Hitch et ux
& Ebenezer Hardy

And whereupon the same John by William Beekingham his attorney complains that
whereas the afo Ebenezer the first day of may in the year of our Lord seventeen hundred and thirty
five at Somerset County in his life time was Indebted unto the afo John in the sum of twenty one
pounds and five pence Curr: money being for sundry goods wares and Merchandise by the afo John
to the Ebenezer in his life time there before that time at his especiall Instance and Request sold &
delivered and so there of being Indebted the same Ebenezer in Consideration thereof afterwards to
with the day and year afo at the County afo upon himself did a pume and to the same John then
and there faithfully did promise that he the same Ebenezer the same twenty one pounds and five
pence to the same John when thereof afterwards he should be required well and faithfully would
pay and Content Nevertheless the afo Ebenezer in his life time and the afo Elizabeth the Execu-
trix whilst sole and the afo Elgate and Eliz: since the Espousals between them had and cele-
brated the promise and assumption of the afo Ebenezer in his life time so as afo made in no sort
regarding but minding and fraudulently intending the same John in this part to deceive and defraud
the same sum of twenty one pounds and five pence the same Ebenezer in his his life time or the afo
Eliz: whilst sole or the afo Eliz: and Elgate since the Espousals between the Espousals between them
celebrated or either of them have not paid or him for the same in any sort contented altho often there-
unto requested particularly the same Ebenezer in his life time on the second day of May in the
year afo and the afo Eliz: and Elgate since the Espousals between them celebrated but the same
to him to pay or for the same in any sort to Content the same Ebenezer in his life time and the afo Eliz:
whilst sole and the afo Eliz: & Elgate since the Espousals between them celebrated have not or hath
either of them paid but the same to him to pay the same Ebenezer in his life time altogether hath refused and
the