

William and Tabitha the same altho: often thereto required to the said Thomas and Edmund or either of them have not rendered but the same to doe altogether have refused and still doe refuse to the damage of the said Thomas and Edmund two thousand pounds of tobacco and thereof they bring suit &c. — Bledges & John Doe and Richard Roe

Whereupon a certain Ephraim Wagaman and Benjamin Holland both of Somerset County planters present herein Court in their proper persons undertook and each of them undertook for the said William and Tabitha his wife and affirmed upon themselves and each of them affirmed upon himself that if it should happen that Judgment in the plea aforesaid should be rendered for the said Edmund and Thomas against the said William and Tabitha or that the said William and Tabitha should be therein convicted that then they the said William and Tabitha should pay and satisfy unto the said Edmund and Thomas the Judgment of the Court thereupon or tender their bodies in Execution of such Judgment to the prison of the Sheriff of the County aforesaid in Satisfaction thereof or that they the said Ephraim Wagaman and Benjamin Holland or each of them or either of them will do the same for them &c.

Thereupon the said William Jackson and Tabitha his wife pray that the said Edmund Bailey and Thomas Evans may give security for costs in Law now suit may be obtained against them in the plea aforesaid which is by the Court has granted Whereupon Robert Jenkins Henry of Somerset County Gent: present herein Court in his proper person undertook for the said Edmund Bailey and Thomas Evans that in case they be nonsuited in the plea aforesaid or otherwise Legally cast that then ^{they} the said Edmund and Thomas should pay the Condemnation of the Court and all costs accruing thereon to the said William and Tabitha. or that he the said Robert Jenkins Henry will do the same for them &c.

And the aforesaid William Jackson and Tabitha his wife by Francis Allen their attorney come and defend the force and Injury when &c. and pray Leave Verdict to be Impaneled here until the next Court to be held at dividing Creek in and for the County aforesaid the third Tuesday of March then next following and they have it and the same day is given to the said Edmund and Thomas her also &c.

At which day here came againe as well the said Edmund Bailey and Thomas Evans by their attorney aforesaid as the said William Jackson and Tabitha his wife by their attorney aforesaid and who: upon the said William and Tabitha as before defend the force and Injury when &c. and say that they cannot deny the action aforesaid of the said Edmund and Thomas nor but that they owe the said Edmund and Thomas the aforesaid hundred Sixty and six pounds of tobacco or Eight hundred and sixteen pounds of tobacco and fifteen Shillings Curr: money of Bergenia of the value of thirty Shillings Curr: money of Maryland