

W^oB Thomas Newell
vs Henry Wingate

Command was given to the Sheriff of Somerset County that he should
take Henry Wingate late of Somerset County planter if he should be found
in his bail with and him should safe keep so that he should have his body
before the Justice of his Lordships County Court of Somerset to be held in the Court house at Dividing
creek in the same County the third Tuesday of June next past One thousand seven hundred
and thirty six to answer unto Thomas Newell of plea of trespass upon the fact and that
he should not fail to

All which day here cometh the afo Thomas Newell by William Beckingham his attorney
and the sheriff of the County afo to wit Joseph M^o Lester Gent at the same day returned
that he had taken the afo Henry Wingate and him hath here ready according to the
Exigence of the writ afo ————— Whereupon a certain John Willey late of Somerset County planter
came here into Court in his proper person and undertook for the same Henry Wingate and
assured upon himself likewise the same Henry Wingate present herein Court in his
proper person assured upon himself that if it should happen that Judgment in the plea
afo in the same Court should be rendered for the same Thomas Newell against him the said
Henry Wingate or that he the said Henry Wingate should be therein convicted that then
he the said Henry Wingate should pay and satisfy unto the afo Thomas Newell the Judgment
of the Court thereupon or Render his body in Execution of such Judgment to the prison of the
sheriff of the County afo thereto Remain until the same Judgment be satisfied unto the
same Thomas Newell or that he the said John Willey will do the same for him.

And whereupon the same Henry Wingate puts in his plea Robert Jenkins Henry against the
afo Thomas Newell of the afo plea upon which day is given to the parties afo here before his Lordships
Justice until the third Tuesday of August then next following in the said County wherein the afo Henry Wingate
att which day here came before the afo Justice as well the afo Thomas Newell as the afo Henry
Wingate by their attorneys afo and hereupon the said Thomas declared against the afo Henry in the
plea afo in form following — Somerset County vs Henry Wingate late of Somerset County planter
was attached to answer unto Thomas Newell of a plea of trespass upon the fact

And whereupon the same Thomas by W^o Beckingham his attorney complains that
whereas the afo Henry after the first day of May which was in the year of our Lord seventeen
hundred and five to wit on the second day of May in the year of our Lord seventeen hundred
and thirty five at Somerset County made his certain note in writing called a promissory note
with