

the aforesaid James Hayes of the aforesaid plea as to them it was Comanded . . . Whereupon certain William . . .
Buckingham and George Douglas of Somerset County Gent present herein Court in their proper persons undertook
and each of them did take for the same Joseph Maulster and affirmed upon them selves (likewise the said
Joseph Maulster present here in Court in his proper person affirmed upon himself) that if it should happen that
Judgment in the plea aforesaid in the same Court should be rendered for the same James Hayes against the said Joseph
Maulster or that he the said Joseph Maulster should be therein convicted that then he the said Joseph Maulster
should pay the Judgment of the Court thereupon unto the said James Hayes or tender his Body in Execution of
such Judgment to the prison of the County aforesaid there to remain until the same Judgment be fully satisfied unto the same
James Hayes or that they the same William Buckingham and George Douglas will do the same for him

whereupon the same Joseph Maulster put in his plea William Buckingham Gent attorney at Law
against the aforesaid James Hayes of the aforesaid plea. and upon this day is given to the parties aforesaid here before the
Justices of his Lordships County Court at Dividing Street until the third Tuesday of March then next following
in the state aforesaid to appear in answer to the plea aforesaid All which day here before his Lordships Justices at Dividing
Street came again as well the aforesaid James Hayes as the aforesaid Joseph Maulster by their attorney
aforesaid and hereupon the same James declared against the aforesaid Joseph in the plea aforesaid in form following
Somerset County sh. Joseph Maulster Esq of Somerset County Gentleman was attached to answer
unto James Hayes of a plea of trespass upon the case

And Whereupon the same James by William Goldborough his attorney complaineth that
whereas certain Francis Allen the sixteenth day of June in the year of our Lord God seven
teen hundred thirty and six at Somerset County aforesaid (the same Francis then and there negoti
ating and Commerce using) his certain bill in writing according to the use and Custom of
Merchants from time whereof the memory of man is not to the contrary used and approved
did make and with his proper hand subscribe bearing date the same day and year and that
bill unto the aforesaid Joseph M^{re} Cester then and there negotiating and Commerce using
did direct and by the same bill did require the same Joseph to pay unto the aforesaid James Hayes
then and there negotiating and Commerce using for his order three thousand and ninety pounds
of tobacco which said bill so as aforesaid made subscribed and directed the same James after the making
thereof to wit the seventeenth day of June Anno Domini seven hundred thirty and six aforesaid
at the County aforesaid unto the aforesaid Joseph did shew and the same Joseph that bill according to
the use and Custom of Merchants from all the time aforesaid used and approved to accept
then and there did require and to make payment of the said three thousand and ninety
pounds