

the said John should pay the said sum to the said Archibald in full of all accounts between the said parties before the submission of. and this he is ready to verify Whereupon he prays Judgment of the said John his action against him to have and maintain ought.

And the said John saith that he by any thing by the said Archibald above in his plea alleged from having his action against him the said Archibald to be precluded ought not because he saith that he the said John, never accounted with him the said Archibald in manner and form as the said Archibald above in pleading hath alleged for all sums of money due from the said Archibald to the said John nor did the said John at the bar in the said plea mentioned nor at any other time submit all matters of Account which he had against the said Archibald to James Martin Gent. in the said Plea mentioned in manner and form as the said Archibald above in his plea hath alleged and this he prays may be Inquired of by the Country &c.

And afterwards the said John Wilman by his attorney the same day and year last mentioned there and there his Writ against the said Archibald Mr. Neal did not prosecute with effect but voluntarily suffered his suit to be discontinued.

Therefore afterwards to wit the same day by discretion of the Justices here were.

Adjudged the same Archibald Mr. Neal:

: Bonds of tobacco

for his costs and charges by him about his defenses in this part sustained according to the form of the statute in such case lately made and provided and the said John Wilman for money and the said Archibald Mr. Neal have there of Execution &c.

ft: Elias Evans

Command was given to the Sheriff of Somerset County that he should take Peter Taylor late of Somerset County planter

if he should be found in his bailiwick and him should safe keep so that he might have his body before the Justices of his Lordships County Court of Somerset to be held at dividing Creek the third Tuesday of March Anno Domini one thousand seven hundred and forty to answer unto Elias Evans of a plea of trespass upon the case &c and the same day is given to the said Elias here &c.

At which day here came the said Elias Evans by Francis Allen his Attorney and the sheriff to wit John Hardy Gent. now here returned that he had taken the said Peter Taylor whose body here at this day he had ready to answer the said Elias Evans of the said plea as to him it was Comanded

And hereupon the said Elias Evans declared against the said Peter Taylor in the plea of in form following Somerset vs Peter Taylor late of Somerset County planter was Attached to answer unto Elias Evans of a plea of trespass upon the case &c

And Whereupon the said Elias by Francis Allen his Attorney complains that whereas the said Peter the first