

Whereupon the aforesaid Daniel Cordery puts in his place Robert Jenkins Henry Gent. Attorney at Law against the aforesaid Robert Smith of the aforesaid plea &c

And thereupon at the request of the parties aforesaid day is to them now here given untill next Court to be held at dividing Creek in and for the County aforesaid the third Tuesday of March then next following in the same state as at present saving to the parties aforesaid &c

At which day here came again as well the aforesaid Robert Smith as the aforesaid Daniel Cordery by their Attorneys aforesaid and hereupon the said Robert Smith complained of the aforesaid Daniel Cordery in the plea aforesaid in form following. Somerset s<sup>d</sup> Daniel Cordery late of Somerset County planter was attached to answer unto Robert Smith of plea of trespass upon the Case &c

And Whereupon the said Robert by George Douglas his Attorney complains that whereas the said Robert on the fourteenth day of february Anno Domini mdcclxxviii at the County of Sussex viz at Somerset County aforesaid at the Especiall request and Instance of the said Daniel Cordery did together with the said Daniel by their Joint and severall writings obligatory sealed with their seals become bound unto a certain Thomas Bell in his life in the sum of sixty seven pounds fifteen shillings and two pence Curr<sup>t</sup>. money of Pennsylvania of the value of one hundred and twenty pounds Curr<sup>t</sup>. money of Maryland with Condition to the said writing that the said Daniel and Robert or one of them should pay to the said Thomas the sum of thirty three pounds seven shillings and seven pence Curr<sup>t</sup>. money of Pennsylvania <sup>being</sup> of the value of sixty pounds Curr<sup>t</sup>. money of Maryland at or before the tenth day of may next Ensuing the date of the said writing he the said Daniel on Consideration thereof afterwards to wit on the day and year first mentioned at Somerset County aforesaid upon himself did assume and to the said Robert then and there faithfull promise that he the said Daniel the sum of money in the Condition of the said obligation mentioned according to the tenor of that Condition would faithfully pay and that he would Indemnify the said Robert by means of his so becoming bound as aforesaid. Nevertheless the said Daniel his promise aforesaid in form aforesaid made not regarding but minding and fraudulently intending the said Robert in that part craftily and subtilly to deceive and defraud the said sum in the Condition of the said obligation mentioned according to the tenor of the said Condition did not pay by means whereof the said Robert after the death of the said Thomas Bell afterwards to wit on the . . . day of . . .

Anno Domini

was impleaded in the County Court of Sussex aforesaid at Lewes viz at Somerset County aforesaid by William Craig and Mary his wife Executrix of the testament and last will of the said Thomas and on that plea afterwards to wit on the . . . day of . . . Anno Domini . . . the said William Craig and . . .

the said William Craig and Mary his wife recovered against the aforesaid Robert Smith by the Consideration of the said Court as well the debt of sixty seven pounds fifteen shillings and two pence Curr<sup>t</sup>. money of Pennsylvania of the value of . . . as the sum of . . . Curr<sup>t</sup>. money of Pennsylvania of the value of . . .

Curr<sup>t</sup>. money of Pennsylvania of the value of:

Curr<sup>t</sup>. money of Maryland being for their Damages for detaining the said Debt and their Costs by them in the plea aforesaid