

March Court - - - - 1741 - - - - 260

Asumption of whilst the said Wheatly was a single man and unmarried was ready and often offered herself to the said Wheatly for her husband lawfully to marry and take to wife at Somerset County of New York. The said Wheatly whilst he was a single man and unmarried his promise and a sumption of little regarding but plotting and fraudulently intending her the said Sarah did not part ~~lawfully and lawfully~~ ~~lawfully and lawfully~~ ~~lawfully and lawfully~~ her the said Sarah did not marry and take to wife altho: the same to do the said Wheatly after the promise and a sumption of made to wit on the seventeenth day of November in the year of and often as well before as after at Somerset County of by the said Sarah he was thereunto requested but her the said Sarah to marry and take to wife did altogether refuse and afterwards to wit on the twenty fourth day of November of in the year of at a certain place called Accomack County in Virginia to wit at Somerset County of did marry and take to wife a certain Eliz: Holland contrary to the promise and a sumption of of him the of Wheatly whereupon the said Sarah saith she is worse and hath Damage to the Value of one hundred pounds sterling money and ~~thereupon~~ ^{she} brings Suit &c

{ Proq. &c. J. Doe &c. Res

A Copy of the foregoing declaration was made and sent to be served on the defendant in order for a speedy tryall. At which day here came the of Sarah Challie by Robert Jenckins Henry her Attorney and the sheriffe to wit John Handy Gent: now here returned that he had taken the of Wheatly Dennis whose body here at this day he had ready to answer the of Sarah Challie of the of pleas to him it was Comanded and further the said sheriffe returned that he had served the of Wheatly Dennis with a Copy of the foregoing declaration According to Act of Assembly in such Case made and provided &c

Whereupon the of Wheatly Dennis being present herein Court at the prayer of the of Sarah Challie is adjudged to give speciall bail to the action of

Thereupon a certain John Dennis J^r of Somerset County planter present herein Court in his proper person undertook for the said Wheatly Dennis Likewise the said Wheatly Dennis present herein Court in his proper person assumed upon himself that if it should happen that Judgment in the plea of should be rendered for the same Sarah Challie against the same Wheatly Dennis or that he the same Wheatly Dennis should be therein convicted that then he the said Wheatly Dennis should pay and satisfie unto the said Sarah Challie the Judgment of the Court thereupon or render his body in Execution of such Judgment to the prison of the sheriffe of the County of in satisfaction thereof that he the said John Dennis J^r will do the same for him &c

And the of Wheatly Dennis by his Attorney ^{George Douglas} comes and defends the force and Injury when &c prayeth Leave thereof to Imparle here untill next Court to be held at dividing Creek the third Tuesday of August then