

Whereupon the aforesaid Benjamin Warrington being present herein Court at the prayer of the aforesaid Charles Hayman is adjudged to give speciall bail to the action aforesaid — Thereupon a certain William English of Somerset County planter present herein Court in his proper person undertook for the said Benjamin Warrington / Likewise the said Benjamin Warrington present herein Court as aforesaid assumed upon himself that if it should happen that Judgment in the plea aforesaid should be rendered for him the aforesaid Charles Hayman against the same Benjamin Warrington or that he the same Benjamin Warrington should be therein convicted that then he the said Benjamin Warrington should pay and satisfie unto the said Charles Hayman the Judgment of the Court thereupon or tender his body in Execution of such Judgment to the prison of the sheriffe of the County aforesaid in satisfaction thereof or that he the same William English will do the same for him &c

And the aforesaid Benjamin Warrington in his proper person comes and defends the force and Injury when &c and saith that he cannot deny the Action aforesaid of the aforesaid Charles Hayman nor but that he did assume upon himself in manner and form as the aforesaid Charles above against him hath complained and as to the damage of the same Charles by him by Occasion of the premises in that part sustained the same Benjamin saith and Acknowledgeth that the aforesaid Charles hath sustained damages by Occasion of the premises beyond his Costs and Charges by him about his suit in that part appoyed to two pounds nineteen shillings and Curr^t money of Maryland and not more and because the aforesaid Charles deny not this but the same Allegation grants to be true prays Judgment for those damages above Acknowledged together with his ^{Costs} Charges aforesaid to him to be adjudged &c

Therefore by Consent of the parties aforesaid it is Considered that the aforesaid Charles Hayman recover against the aforesaid Benjamin Warrington his Damages aforesaid to the aforesaid two pounds nineteen shillings Curr^t money of Maryland. By the same Benjamin in form aforesaid Acknowledged as aforesaid: Three hundred and nineteen pounds of tobacco for his Costs and Charges aforesaid to the same Charles aforesaid at his request by the Court now here of the aforesaid of the parties aforesaid adjudged which certain Damages in the whole amounts to two pounds nineteen shillings Curr^t money of Maryland and: Three hundred and nineteen pounds of tobacco to the aforesaid Benjamin in mercy &c

R. H. John Wilson } Command was given to the Sherife of Sommerset County that he should
Philip Owen } Take Philip Owen late of Somerset County planter if he should be found in his bailly:
} wick 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 week the third Tuesday of June Anno Domini the said
} 1742