

it should happen that judgment in the plea should be rendered for the said Elijah Mathews against the said James Smith or that he the said James should be therein convicted that then the said James should pay satisfaction unto the said Elijah the judgment of the Court thereupon or render his body in execution of such judgment to the Prison of the Sheriff of the County of Somerset in satisfaction thereof that he the said Robert James Henry will do the same for him &c

Whereupon the said James Smith puts in his plea William Haywood Esq Attorney at Law against the said Elijah Mathews of the said plea - And thereupon at the prayer of the parties said days to them now here given until next Court to be held at Princes Anne Town the third Tuesday of August then next following in the State that was saving to the parties &c

All which days have come the parties &c by their Attorneys &c and hereupon the said Elijah Mathews complained of the said James Smith in the plea &c in form following - Somers for James Smith Late of Somerset County Planter was attached to answer unto Elijah Mathews of the County of Somerset upon the Case and Debt &c And whereupon the said Elijah by Sir Dennis his Attorney complains that whereas the said James on the Day of Anno Domini at the County of Somerset was put into the said Elijah in the sum of £1000

and things in the Account books aforesaid mentioned and others of such kind being the said James in consideration thereof offered to bail the day and year of at the County of Somerset upon himself £2000 and to the said Elijah that he faithfully promise that he the said James the sum of £2000 when he should be thereto aforesaid required would well and faithfully pay and Content himself

the said James his promise and assumption aforesaid made not regarding the sum of money &c unto the said Elijah he hath not paid him for the same in any sort &c but that he do by that both damaged and still do the same to him by paying the said James aforesaid to bail the day and year of at the County of Somerset and that time by the said Elijah required to the Damage of the said Elijah County pounds 2000 of the County of Somerset and thereof he brings suit and the said

And the said James Smith by his Attorney &c comes and do for do the force and injury when &c and saith that he cannot deny the Action &c of the said Elijah Mathews nor that he had assumed upon himself in manner and form as the said Elijah above against him &c the complained and as to the Damage of the said Elijah by himself Occasion of the promise in the said Occasion of the Promise beyond his Cost and Charges by him about his Suit in the said Court approved to but the same Allegation Grants to be his prayer Judgment for those Damages above Acknowledged by him with his Cost and Charges &c to him to be adjudged

Therefore by Consent of the parties &c it is considered that the said Elijah Mathews recover against the said James Smith his Damages &c to the said Money by the same James in form aforesaid and also Damages for his Cost and Charges &c to the said Elijah at his Request by the Court now here of the Assent of the parties &c adjudged which certain Damages in the whole amounts to £2000 of the County of Somerset and the said James to pay

Command was given to the Sheriff of Somerset County that he should take William Bradley Late of Somerset County planter if he should be found in his County and him should safe keep so that he might have his body for the justice of his Lordships County Court to be held at Princes Anne Town the third Tuesday of March Anno Domini 1760 then and seven hundred and sixty to answer unto Abraham Oaten of the County of Somerset upon the Case &c And the said days given to the said Abraham here &c At which days have come the said Abraham Oaten by William Haywood his Attorney and the Sheriff said John Dennis Esq now here returned that he had taken the said William Bradley the day here at this day he had ready to answer the said Abraham Oaten of the said plea as to him it was Commanded Whereupon the said William Bradley at the prayer of the said Abraham Oaten is adjudged to give

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