

November Court 1762 191

And hereupon the said John Records puts in his place Samuel Wilson Gent. Attorney at law against the aforesaid
Bath of the aforesaid plea. And hereupon at the prayer of the parties aforesaid day is to them now here given
until next court to be held at princeps Ann Town the third Tuesday of November then next following in the
state that now saving to the parties aforesaid. At which day here came the parties aforesaid by their Attor-
neys aforesaid. And hereupon the said Samuel declared against the aforesaid John in the plea aforesaid in form following

Somerset s^r John Records late of Somerset county planter was summoned to answer unto Samuel Hatch of a plea that
he render unto him the sum of thirty pounds fourteen shillings six pence current money of Maryland which to him he owes
and unjustly detains & so forth. And whereupon the said Samuel Hatch by Geo Hayward his Attorney says that
whereas the said John the twenty fifth day of March in the Year of our Lord one thousand seven hundred sixty and two at
the county aforesaid by his certain writing which the said Samuel with the seal of the said John sealed here to the court shows
whose date is the same day and Year aforesaid acknowledged himself to be held and firmly bound unto the said Samuel in the full
and just sum of thirty pounds fourteen shillings six pence good and lawful money of Maryland to be paid to the said Samuel
when he the said John should be thereto afterwards required. Nevertheless the said John the often thereto required the aforesaid sum
of thirty pounds fourteen shillings six pence current money of Maryland unto the said Samuel he hath not paid but the
same to him to pay thereto altogether hath denied and still doth deny and unjustly detain whereupon the said Samuel
says he is worse and hath damage to the value of thirty pounds fourteen shillings six pence current money of Maryland
and thereof he brings suit by so forth Doe & Not Pledges of good

And the aforesaid John Records by his Attorney aforesaid comes and defends the force and injury when & and saith that he
cannot deny the action aforesaid of the aforesaid Samuel Hatch (not that the writing obligatory aforesaid is the deed of him the said
John Records) nor but that he owes the aforesaid Samuel Hatch the aforesaid thirty pounds fourteen shillings six pence in manner
and form as the aforesaid Samuel Hatch above against him hath declared. Therefore it is considered that
the aforesaid Samuel Hatch recover against the aforesaid John Records his debt aforesaid and his damages by occasion of the deten-
tion of that same debt to pounds of Tobacco to the same Samuel of his aforesaid by the court
here adjudged the aforesaid John in Mercy &c

Command was given unto the sheriff of Somerset county that he should take John Records
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 Justice of his Lordships county court of Somerset to be held at princeps Ann Town
the third Tuesday of August Anno Domini one thousand seven hundred and sixty one to answer unto Bencher Roberts
of a plea of trespass upon the case and so forth and the same day is given to the aforesaid Bencher Here &c

At which day here came the aforesaid Bencher Roberts by Littleton Dennis his Attorney and the sheriff to
with John Dennis now here returned that he had taken the aforesaid John Records whose body heretofore at this day he had re-
dy to answer the aforesaid Bencher Roberts of the aforesaid plea as to him it was commanded. Thereupon the aforesaid John
Records at the prayer of the aforesaid Bencher Roberts is adjudged to give special bail to the action aforesaid.

Whereupon a certain Benjamin Huggins present here in court in his proper person undertook for the
said John Records and assumed upon himself that if it should happen that judgement in the plea aforesaid should be ren-
dered for the said Bencher Roberts against the aforesaid John Records or that he the said John Records should be therein
convict that then he the said John should pay and satisfy unto the aforesaid Bencher the judgement of the court
thoroughly or tender his body in execution of such judgement to the prison of the sheriff of Somerset county in
satisfaction thereof or that he the said Benjamin Huggins will do the same for him &c

And hereupon the said John Records puts in his place Samuel Wilson William Hayward Gent. Attorneys at law
against the aforesaid Bencher Roberts of the aforesaid plea. And hereupon at the prayer of the parties
aforesaid day is to them now here given until next court to be held at princeps Ann Town the third Tuesday of November
then next following in the state that now saving to the parties aforesaid. At which day here came the parties
aforesaid by their Attorneys aforesaid. And hereupon the aforesaid Bencher Roberts declared against the aforesaid John Records in the plea
aforesaid in form following. Somerset s^r John Records late of Somerset county planter was summoned to an-
swer unto Bencher Roberts of a plea that he render him six pounds fifteen shillings and three pence current
money which to him he owes and unjustly detains & so forth. And whereupon the said Bencher by Little Dennis
his attorney says that whereas the said John the third day of March Anno Domini 1761 at the county aforesaid

Bill obligatory
day and year aforesaid
three pence current
quired Nevertheless
rendered but the
the said Bencher
And the aforesaid
thereof to Impa
following and ho
prays further
day of June the
and hereupon
Ann Town the
hereupon the
Ann Town the
and hereupon
himself in m
upon the court
statute in the
said Bencher
did not accrue
writ of him
aforesaid against his
writ and Dec
be discontinued
by his writ and
and that the aforesaid
the aforesaid Bencher
defence in this
such case later
W^r Samuel
D^r Daniel
safe keep so
-c^rs Ann Town
Samuel Miles
rent money of
John Dennis
answer the aforesaid
puts in his plea
And hereupon
Ann Town the
not the aforesaid
county's ship
called Caser o

Bill