

November Court 1762

Bill obligatory which the said benches sealed with the seal of the said John here in Court shows whose date is the day and year of did oblige himself to pay unto the said benches the sum of six pounds fifteen shillings and three pence current money to be paid to the said benches when he the said John should be there to afterwards required Nevertheless the said John altho often required the said sum of money unto the said benches he hath not rendered but the same to him to render hath denied and still doth deny and unjustly detain to the damage of the said benches ten pounds current money and thereof brings Suit &c. And the said John records by his Attorneys of comes and defends the force and injury when &c. and prays leave thereof to Impart here until next court to be held at princeps Ann Town the third Tuesday of March then next following and he hath it and the same day is given to the said benches here also &c.

At which day here came the parties of by their Attorneys of and hereupon the said John records prays further Leave thereof to Impart here until next court to be held at princeps Ann Town the third Tuesday of June then next following he hath it and the same day is given to the said benches here also &c.

At which day here came as well the said benches Roberts as the said John records by their Attorneys of and hereupon the said John prays further leave thereof to Impart here until next court to be held at princeps Ann Town the third Tuesday of August then next following he hath it and the same day is given to the said benches here also &c.

At which day here came as well the said benches Roberts as the said John records by their Attorneys of and hereupon the said John records prays further thereof to Impart here until next court to be held at princeps Ann Town the third Tuesday of November then next following he hath it and the same day is given to the said benches here also &c.

At which day here came as well the said benches Roberts as the said John records by their Attorneys of and hereupon the said John as before defends the force and injury when &c. and says that he did not assume upon himself in manner and form as the said benches above complains against him and of this he puts himself upon the country &c. And the said John by leave of the Court here and according to the form of the statute in that case made and provided further comes & defends the force and injury when &c. and says that the said benches his action against him to have and maintain ought not because he says that cause of action did not accrue to the said benches at any time within three years next before the day of the obtaining the original writ of him the said benches and thus he is ready to verify wherefore he prays Judgment if the said benches his action against him to have ought &c.

And hereupon the said benches Roberts then and there his writ and Decd. of against the said John records did not prosecute with effect but voluntarily suffered his suit to be discontinued. Therefore it is considered by the Court here that the said benches Roberts take nothing by his writ and Declaration of but that he and his pledges of prosecuting to with John Doe and Richard Roe are in many and such case lately made and provided adjudged and that the same John have thereof Execution &c.

And hereupon the said benches Roberts then and there his writ and Declaration of but that he and his pledges of prosecuting to with John Doe and Richard Roe are in many and such case lately made and provided adjudged and that the same John have thereof Execution &c.

With Samuel Miles Command was given unto the sheriff of Somerset county that he should Daniel Cullen late of Somerset county shipcarpenter if he should be found in his Bailiwick and him should safe keep so that he might have his body before the Judges 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 sixty and one to answer unto Samuel Miles of a plea that he render unto him one negro man slave called Casar of the value of one hundred pounds current money of Maryland which from him he unjustly detains and so forth and the same day is given to the said Samuel Miles here &c.

At which day here came the said Samuel Miles by William Hayward his Attorney. And the sheriff to wit John Dennis now here returned that he had taken the said Daniel Cullen whose body here at this day he had ready to answer the said Daniel Cullen of the said plea as to him it was commanded. And hereupon the said Daniel Cullen puts in his place Samuel Wilson Gent Attorney against the said Samuel Miles of the said plea.

And hereupon at the prayer of the parties of 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 of &c.

At which day here came the parties of by their Attorneys of. And hereupon the said Samuel Miles declared against the said Daniel Cullen in the plea of in form following. Somerset sh. Daniel Cullen late of Somerset county shipcarpenter was summoned to answer unto Samuel Miles of a plea that he render unto him one negro man slave called Casar of the value of one hundred pounds current money of Maryland which from him he unjustly detains and so forth. And