

345 - March Court 1777
that he render to him a Sum of four hundred & Seventy pounds of
Morehontable leafe Tobacco of the value of Sixty Shillings Sterling money
which he unjustly detains &c. And that he have then and there the
said writ &c. All which said writ was the eighteenth day
of March the same year last mentioned the day of return of said
writ came Simon Wilson Esq. High Sheriff of said County and
made return thereof in these words thereon endorsed as followeth
viz. Capi. Capus Simon Wilson Sheriff
and a Doct being filed when said writ issued forth and a
copy thereof served therewith according to Act of Assembly in
such case made was as foel viz. Kent County William Thornton
of Kent County Planter and Dr. William Thornton of Kent County
in a Province of Maryland Esq. was summoned to answer unto
Henry Hendrickson of Kent County in a Province Planter of
a plea that he render to him a Sum of four hundred & Seventy
pounds of Morehontable leafe Tobacco of a value of Sixty Shillings
Sterling money which he unjustly detains &c. And whereupon
the ap. pte. by Thomas Bown his atty. saith that whereas the
ap. Deft. the eight day of May Anno Domini Seven teen hundred
and thirteen at St. Pauls parish in Kent County ap. within the
Jurisdiction of this Court by his certain Bill obligatory which he
said Deft. sealed with his Seal and as his deed delivered here into
Court brought the date whereof is the same day and year ap. granted
himself to owe and stand indebted to the said pte. the ap. Sum
of four hundred and Seventy pounds of Morehontable leafe Tobacco
of the ap. value of Sixty Shillings Sterling money to be paid to the
said pte. when therunto required yet the ap. Deft. altho often requires
the ap. four hundred & Seventy pounds of Tobacco to the said pte. hath
not rendered but that to render or pay the said Deft. hitherto hath
denied and yet denies and unjustly detains to the damage of the said
pte. one hundred and Twenty Shillings Sterling money and thereupon
he brings Sute &c. Writ of Quod p. &c. In Doct. Quod Res -
and the ap. Deft. in his proper person appeared to the above Quon and
saith that he cannot gain say the Oath of him the said pte. nor
but that the writing obligatory above mentioned is his Act and deed
and that he oweth unto the ap. pte. the ap. Sum of four hundred and Seventy
pounds of Tobacco and is willing that Judgment should be entered for
the same and Cost thereon accruing - Therefore it is Considered
by the Court here viz. this Twentieth day of March Anno Domini one
Thou.