

June Court . . . 1729 . . . . . 185

County Court of Somerset to be hold at Diving Beck the third Tuesday of June then next to answer  
unto William Bratton of Aglea that he render unto him thirty pounds current money of Maryland  
which to him he owes and aid unjustly detaines &c

And the aforesaid William Bratton by Francis Allen his attorney declared against the said Tobias  
Legger in the plea of an Holloweth writ. Somerset County p. Tobias Legger late of Somerset  
County Claunter otherwise called Tobias Legger of Somerset County was summoned to answer unto  
William Bratton of Aglea that he render unto him thirty pounds current money of Maryland which to him  
he owes and unjustly detaines &c. And wherupon the said William by Francis Allen his attorney sheweth  
that whereas the aforesaid Tobias the twenty sixth day of August One thousand Seven hundred and twenty  
Eight at Somerset County aforesaid within the Jurisdiction of this Court by his certain Writing Obligatory -  
which the said William with the Seal of the said Tobias signed herunto Court brings the date whereof is  
the same day and year did acknowledge himself to be bound unto the said William in the aforesaid -  
thirty pounds money aforesaid to be paid to the said William when he should be therunto Required  
yet the said Tobias tho' often Required the said thirty pounds to the said William hath not Rendered  
but the same to him hitherto, to Render hath denyed and she do deny and unjustly detain to the  
Damage of the said William of ten pounds money aforesaid and thereof he brings sheweth &c.

Francis Allen Esq. Sledge depts. J. Doe. K. Roe.

*(Large decorative flourish)*

Copy of the foregoing declaration was made and sent to be served on the defendant with  
the writ in the plea aforesaid - At which said Court to wit the seventeenth day of the  
June month and year One thousand Seven hundred and twenty Nine being the day of the return of  
the said writ Cometh the said William Bratton by his attorney aforesaid and the sherrif of Somerset County  
to whom the foregoing writ was directed Likewise Cometh and maketh return thereof to the Court here  
indowed in these words following vid. scilicet Cop. of declaration delivered in time p. d. Burnall sherrif

Wherupon the said Tobias Legger being called appear, and thereupon the said Tobias Legger  
at the prayer of the aforesaid William Bratton by his attorney aforesaid is adjudged to give special  
bail to the action aforesaid but for want thereof the said Tobias Legger is committed into the custody  
of the sherrif of Somerset County there to remain &c

And afterwards in the same Court came a certain Robert Scott of Somerset County (Cowanier and  
undertaker for the said Tobias Legger, that is in case the said Tobias William Bratton shall Recover  
Judgm<sup>t</sup>. in the plea aforesaid against the aforesaid Tobias Legger or that the said Tobias Legger  
shall be thereto Convit that then he the said Tobias Legger shall pay the findment of the Court  
thereupon or tender his body to the custody of the sherrif of Somerset County in Satisfaction thereof  
or that he the said Robert Scott will do it for him.

And the aforesaid Tobias Legger in his own proper person Cometh and defends the force of injury -  
wherein he says that he cannot pay the action aforesaid of the said William, nor but that the  
writing Obligatory is the fait of the same Tobias nor but that he owes the same William the  
aforesaid thirty pounds in manner and form as the aforesaid William above against him hath declared

Therefore it is considered that the said William Bratton Recover against the said Tobias Legger  
thirty pounds current money his debt and his Damages by reason of the detaining of the same debt  
368 to three hundred & Eighty Eight - - - pounds of 1000 to the same William of his aforesaid by  
the Court here adjudged and the said debt in money &c