

March Court . . . 1729 . . . 255 . . .
Ordered by y^e Court that Benj^t Marchant pay unto Caleb Milbourn one hundred
& Eighty pounds of tob^o. being due unto him for his attendance six days as Evidence
on behalfe of y^e said Benj^t Marchant against Isaac Fleming he have ingrada
Oath to the same &c

Wth William Kenney }
Lazarus Kenney } Command was given to the Sher^t of Somerset County that he should
take Lazarus Kenney late of Somerset County planter at y^e D^y. Lazarus Kenney
of Somerset County and the province of Maryland if he should be found in his belly work
and him should safe keep so that he might have his body before the Justice of the Peace
county court of Somerset to be hold at Widening Creek the third Wednesday of March next
to answer unto William Kenney of a plea that tender unto him three thousand pounds of good sound
merchandise lease to have which to him he owes and unjustly detains &c and that hereof he
should not fail &c — and whereupon the said William by Levi Gale his attorney
saith that whereas the said Lazarus the twenty fourth day of June and did acknowledge seven
hundred & twenty at the Court within y^e D^y. of this Court by his certain obligation
the said Wth with the seal of y^e said Lazarus signed thereunto Court Bring the Date
whereof is the same Day & Year did acknowledge himselfe to be bound unto the said
Wth in the said three thousand pounds of good sound Marchantable Seaft tob^o
with park to be paid unto the said Wth when he should be thereunto requested yett
the said Lazarus tho^t often required y^e said three thousand pounds of tob^o
unto the said Wth hath not Rendered but but the same to him hitherto to render
with Damages & still Detain & unjustly Detain Whereupon y^e said Wth
saith he is worse & hath Damages to the value of six thousand pounds of tobacco
and thereupon he brings Suite &c — L. Gale p^r Quer^r. Gladger & Doe R Roe
At which said third Tuesday of March to with the seventeenth Day of the
same month being the Day of the return of y^e said Writ Cometh y^e said Wth
Kenney by his atty^r of y^e Sher^t of Somerset Co^y to whom the foregoing Writ was
directed Likewise Cometh Maketh return thereof to y^e Court &c Endorsed
viz^t — Hon^{ble} East, Quenter, Short note Left p^r D^y. Burwell Sher^t.

Whereupon the said William Kenney by his attorney prays that forasmuch as he hath
complied with the law in order to an attachment he may have Judgment against the said Lazarus Kenney
for his debt as by way of attachment according to act of assembly &c. Whereupon for that it seems to the
Court that the said William Kenney has complied with the law as alleged &c

Therefore it is considered by the Justice how that the said William Kenney recover
against the said Lazarus Kenney three thousand pounds of tobacco his debt and as also his damages costs
and Charges by the said Court set out and expounded by him about his suit by way of attachment against
the goods & Chattels of the said Lazarus Kenney according to act of assembly in such case made
and provided &c

Wth Wm Kenney }
Nathaniel Kenney } Somerset sh^{re} Charles absolute Lord and Proprietary of the province of Maryland and Avalon
Lord Baron of Baltimore &c To the Sher^t of Somerset Co^y Greeting we Command
you that of the goods & Chattels of Nath^l. Kenney, Henry Smith, D^y. Bozman
of Somerset Co^y & planters being in your Balgwick you make as well a certain debt
of forty seven pounds fourteen Shill^{ings} & four Pence Curr^{ent} Money which certain Wth
[Kenney]