

August Court 1730

money may be considered in the hands of the said Bayly as of the Right and Credits of the said James Gibson towards Satisfying of the said Betty Gale, as well the sum of forty six pounds Sterling, as also the Costs amounting up on the writ of Attachment

Sh. Vachell
Randall
of Somerset
Somer set Court
and twenty six
applied upon
Vachell and
James Vachell
that there sh
of the said
paid upon
to the said
himself with
the same
Twenty six
Shillings &
he just
made
before
Execution of
damages of
same for him as

Memorandum the 17th day of August 1730
The Defendant the Honor. John Parnell Esq. in these words
merely Charles absolute Lord and Proprietary of the Province of Maryland and a Noble Lord
of Somerset. To the Hon. of Somerset County Court. Whereas a certain Randall West late of
ly in our County Court of Somerset to wit the Twentieth day of August One thousand seven hundred
Hopkins Gent. and he appoints them our Justices at Dividing Creek in our County afo
id undertake for a certain sum of money due to the said West late of Somerset County Plaintiff that in case a certain
never Judged against the said West in a certain Plea of Trespass upon the Case by the
said West in our same Court prosecuted or that the same West should be therein Count
all the Damages which to the said Vachell against the said West in our same Court
that should be a Judge would satisfy, or his Body in Execution of such Judgement
County would render that he the said Randall West would do the same for
Vachell afterwards to wit the same day & year afo. in our same Court before
shew Gent. & his appointment of the same Court at Dividing
ation of the same Court recovered against the said William West two pounds fifteen
you are many of and to hundred & sixty pounds of Tobacco for his Damages which
Dissension of a certain pro is said appointment to the said Vachell by the said West
shew of he is Plaintiff in the records & proceedings hereof in our same Court
Dividing Creek afo. manifestly appears never the less the said West his Body in
put to the said West: of Somerset County hath not rendered up the same nor the
Vachell hath not satisfied or paid either hath the said Randall West double
assumption of the said Vachell we have received & because we are willing that the
our said Court are rightfully asked and acknowledged ought to be duly executed

These things which we command you that by honest & Lawfull men of your Bailiwick you make known unto the
afo. Randall West that he be and appear before our Justice of the County Court of Somerset to be hold at Dividing Creek the
third Tuesday of August next to show Cause if any thing for himself he hath or knoweth to say wherefore the said Vachell his
Execution of the Damages afo. against him ought to be recover and up to the form of the Recognizance aforesaid if unto him it shall
seem expedient and have you then and their Names of them by whom to him you make the same known and their writs with
Wm. Claver Gent. one of our Justices of our said Court the seventeenth day of June in the sixteenth Year of our Dominion
and One thousand seven hundred and thirty

At which said third Tuesday of August to wit the Eighteenth day of the same month One thousand seven hundred
and thirty before his Lordships Justices at Dividing Creek Cometh the said Vachell Deutor by his attorney afo. and the
of Somerset County to wit John Burnate Gent. at the same day Returned that he by virtue of the writ aforesaid
to him directed hath made known unto the said Randall West by Hugh Porter and John Doe honest and Lawfull men
of his Bailiwick that he be before his Lordships Justices of the County Court of Somerset to be hold at the day and
place aforesaid to show in form afo. as to him, it was Comanded, and the aforesaid Randall West so forwarned and
at the same day being solemnly called Cometh not but in a default

Therefore it is considered that the said Vachell Deutor have his Execution against the said Randall West
Two pounds fifteen shillings and six pence current money, and two hundred and sixty pounds of Tobacco his Damages afo. and
ing to the form and Effect of the Recognizance afo., likewise the said Vachell Deutor according to the form of the Statute in such
Case lately made and provided recover against the said Randall West Two hundred and thirty three
pounds of Tobacco for his Costs Charges and Damages which is sustained by reason of delay of Execution of the Damages aforesaid

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