

March Court --- 1734 --- 269

Rt Hon Thomas Dashiell } Somerset County } Randal Revelle late of Somerset County planter Executor of  
the testament and last will of Randall West late of Somerset County planter  
deceased was somored to answer unto Thomas Dashiell of a plea that he  
Randal West } } render unto him fourteen hundred and ninety four pounds of tobacco which  
from him he unjustly detaineth &c.

And whereupon of same Thomas Dashiell by Robert Tenchins Henry his attorney saith yf  
whereas the aforesaid Thomas by yf name of Thomas Dashiell yf seventeenth day of June anno  
Dom: one thousand seven hundred and twenty nine at a Court of the Right Honourable Charles  
absolute Lord and Proprietary of the provinces of Maryland and Avalon Lord Baron of  
Baltimore &c: Held at Dording Creek in yf County afo: before Samuel Hopkins Gent: & his  
associates then Justices of the same Court and by consideration of the same Court had recovered  
against a certain William West late of Somerset County planter twelve hundred and forty pounds  
of Tobacco for his damages which he sustained as well by occasion of a certain promise &  
assumption to yf same Thomas by the aforesaid William made and not performed whereof he is  
convict as by the Records and proceedings thereof in the same Court before the Justices aforesaid  
at Dording Creek aforesaid remaining manifestly appeareth Nevertheless Execution of yf  
Judgment aforesaid of the damages aforesaid to the said Thomas remaineth to be made  
and whereas the aforesaid Randal West late of Somerset County planter in his lifetime (to wit)  
the Nineteenth day of November anno: Dom: One thousand Seven hundred and twenty Eight  
at a Court held at Dording Creek aforesaid in the County aforesaid before the aforesaid Samuel Hopkins  
Gent: and his associates the then Justices of yf same Court assumed upon himself and did undertake  
for the aforesaid William West that in case yf said Thomas Dashiell <sup>should</sup> recover Judgment against the  
aforesaid William in a certain plea of trespass upon the case &c: by the same Thomas against yf  
aforesaid William the same Court then prosecuted or that the same William should be therein  
convict that then the same William all the damages which to the said Thomas in the same Court  
herein yf aforesaid plea of trespass upon the case &c: that should be adjudged he would satisfy or his  
body in Execution of such Judgment to yf Sher: of Somerset County aforesaid would render or that  
yf said Randal West would do the same for him &c: Nevertheless the aforesaid William his body  
in Execution of yf sd Judgment to yf aforesaid Sher: of Somerset County did not render nor the said  
William the damages aforesaid to the aforesaid Thomas hath not satisfied neither did the aforesaid  
Randal West do the same for him as by the insinuation of yf same Thomas in his said Bishopps  
County Court aforesaid before the Justices thereof received and because his sd Lordship was willing  
that these things which in the same Court were rightfully acted and acknowledged to be duly executed  
ed afterwards (viz: yf twentieth day of March anno: Dom: Seventeen hundred and twenty nine at  
the prosecution of the same Thomas out of his said Lordships County Court of Somerset aforesaid at  
Dording Creek aforesaid before the then Justices thereof issued a certain writt of his said Lordships to  
the then Sher: of the County of Somerset directed by which same writt the same then Lord Proprietary  
the same then Sheriff of Somerset County aforesaid commanded that by honest and lawfull men of his  
bailiwick he should make known to yf aforesaid Randal West that he should then be and appear  
before his sd Lordships then Justices of yf sd County Court of Somerset to be held at Dording Creek yf  
third Tuesday of June then next following to shew cause if any thing for himself he had or knew to say  
wherefore the same Thomas his Execution against him of the damages aforesaid to have ought not  
according to the form of the Recognizance aforesaid if unto him it should seem Expedient and that he  
(should