

June Court ----- 1733 ----- (43)

and unjustly Detains and And Whereupon the said John by Francis Allon his
Attorney saith that Whereas the said Benj^u: the Eighteenth day of November Anno Domⁱ
one thousand seven hundred and thirty one at the County of Somerset afores^d. within the
Jurisdiction of this Court: by his certain Writing Obligatory which the said John with the Seal of
the said Benj^u: signed here into Court Brings the Date whereof is the said Day and Year
did Acknowledge himself to be bound unto the said John in the afores^d: twenty four p^{ts}
Eighteen Shillings Curr^t: money afores^d: to be paid unto the said John when he should be
therunto Requested by the said Benj^u: this often Requested the said Twenty four p^{ts}
Eighteen Shillings to the said John as yett hath not Rendered but the same to him hitherto
Render hath Demanded And Still doth Benj^u: and unjustly Detain Whereupon he saith
he is worse and hath Damages to the Value of Fifteen pounds money aforesaid and
therupon he brings Suit in Plagues of proof Ju^r: Do

Copy of the foregoing Declaration was made and sent to be read R. Ros
on the Defend^t with the writ in the plea aforesaid

At which said Tuesday of the
with the Nineteenth Day of the said Month Anno Domⁱ one thousand seven hundred
and thirty three came the aforesaid John Purnell by his Attorney aforesaid and the Sher
of Somerset County to whom the foregoing writ was Directed Likewise comes and makes
Return thereof to the Court here Endorsed in these words following viz^t Copy of Declaration
In time of Joshua Caldwell Sher

Whereupon the said Benj^u: ^{Sharp} being called
appears and therupon the said Benj^u: Sharp at the prayer of the aforesaid John Purnell
by his Attorney aforesaid is adjudged to give special Bail to the Action aforesaid in the
plea aforesaid therupon a certain John Walters late of Somerset County ^{gent} present here
in Court in his proper Person undertakes for the said Benj^u: Sharp that in case the
said John Purnell should recover Judgment in the plea aforesaid against the said
Benj^u: Sharp or that the said Benj^u: Sharp should be therin convicted that then the said
Benj^u: Sharp should pay the Condemnation of the Court therupon or Render his Body to
the Custody of the Sher of Somerset County in Satisfaction thereof or that he the said
John Walters will do the same for him &c. And the aforesaid Benj^u: Sharp by W^m:
Beekingham his Attorney cometh and defendeth the force and Injury when &c. and the
aforesaid John Purnell prays that the aforesaid Benj^u: Sharp to his Declaration aforesaid
may answer Whereupon the aforesaid Benj^u: hath day to him given by the
Court here Untill Monday next being the last day of this Term to answer
&c. And the said Benj^u: at the same Day being solemnly called to answer
cometh not nor the same Attorney of the aforesaid Benj^u: for the same Benj^u:
nothing thereof says in Barr or Proclusion of the Action aforesaid of the aforesaid
John by which the same John Remaineth thereof against him undefended
Therefore it is considered that the aforesaid John Purnell recover against the aforesaid Benj^u: Sharp
his Debt aforesaid and his Damages sustained by occasion of the Detaining of the same Debt to
pounds of 15^l: to the same W^m: of his aforesaid by the
Court here adjudged and the aforesaid Def^t in mercy &c