

November Court --- 1733 --- 90

¶ Samuel Oldham } Somerset & Thomas Billing late of Somerset County Planter was attached
to answer unto Samuel Oldham of a plea of trespass upon the Case &c
¶ Thomas Billing } And whereupon the same Samuel by George Douglas his attorney
complains that whereas the aforesaid Thomas on the twenty eighth
day of August Anno Domini one thousand Seven hundred and twenty nine at Somerset
County aforesaid within the Jurisdiction of this Court did make his certain note in Writing
called a promissory note with his proper hand writing Subscribed bearing date the day
and Year aforesaid and the note aforesaid to the said Samuel then and there delivered
by which note the aforesaid Thomas did oblige himself to pay to the said Samuel one
thousand pounds of good Sound fatted beef and the hides by the tenth day of November
then next Ensuing the date of the Note aforesaid and by Virtue whereof and also
by force of the Statute in that case made and provided the aforesaid Thomas became
Chargeable to pay to the same Samuel the quantity of beeffs and hides aforesaid according
to the tenor of the said note and being so thereof chargeable the aforesaid Thomas after-
wards viz: on the day and Year aforesaid upon himself did assume and to the same
Samuel then and there faithfully promise to pay the aforesaid quantity of beef
and hides according to the tenor of the Note aforesaid Nevertheless the aforesaid
Thomas his promise and assumption aforesaid in Manner and form aforesaid
made little regarding but minding and fraudulently intending the aforesaid
Samuel in that part craftily and subtilly to deceive and Defraud the aforesaid
One thousand pounds of ~~good~~ Sound fatted beef and the hides by the tenth day of
November next Ensuing the date of the note aforesaid to the aforesaid Samuel
hath not paid but the same to him hitherto to pay hath altogether refused and still
doth refuse to the damage of the same Samuel fifteen pounds Current money of
Maryland and thereof he brings Suit &c

pledges &c John Doe
Or Proe

And the aforesaid Thomas Billing by Francis Allen his attorney Cometh and Pawns to himselfe all manner
of advantages as well to the writt as to the declaration &c and prays Leave thereof to Im-
parle here until next Court and he hath it and the same day is given to the aforesaid Samuel Oldham
here also --- Att which said next Court to witt the twenty first Day of November Anno Domini one

thousand Seven hundred and thirty two came again as well the aforesaid Samuel Oldham as the aforesaid Thomas
Billing by their attorneys &c and whereupon the same Thomas prays further leave thereof to Im-
parle here until next Court and he hath it and the same day is given to the aforesaid Samuel here also &c

Att which said next Court to witt the Twentieth Day of March Anno Domini one
thousand Seven hundred and thirty two came again as well the aforesaid Samuel Oldham
as the aforesaid Thomas Billing by their attorneys &c and whereupon the same Thomas
prays further leave thereof to Imparle here until next Court and he hath it and the
same day is given to the aforesaid Samuel here also &c

Att which said next Court to witt the Nineteenth Day of June Anno Domini one
thousand Seven hundred and thirty three came again as well the aforesaid Samuel Oldham
as the aforesaid Thomas Billing by their attorneys &c and whereupon the same Thomas
prays further leave thereof to Imparle here until next Court and he hath it and the
same day is given to the aforesaid Samuel here also &c

Att which said next Court to witt the twenty first day of August Anno Domini one
thousand Seven hundred and thirty three came again as well the aforesaid Samuel Oldham
as the aforesaid Thomas Billing by their attorneys &c and whereupon the same Thomas Billing prays
further