

November Court - 1735 - (126)

Imparls heruntill next Court and he hath it and the same day is given to the aforesaid Thomas Fletcher and Sarah his wife heralso &c.

At the which said next Court to with the eighteenth day of November And: Dom: One thousand seven hundred and thirty five came againe as well the aforesaid Thomas Fletcher and Sarah his wife as the aforesaid Rebecca Obyan by their attorney aforesaid and because the aforesaid Thomas Fletcher and Sarah his wife did not declare against the aforesaid Rebecca Obyan in the plea aforesaid - Therefore they and their pledgers of prosecuting be in mercy and that the plaintiffs names pledgers &c. and that the aforesaid Rebecca Obyan recover against the aforesaid Thomas Fletcher and Sarah his wife her damages by Occasion of the premises to One hundred and Seventy Two - - - Pounds of tobacco to the same Rebecca Obyan by discretion of the Justices here at her request for her costs and Charges in that part sustained according to the form of the statute in such case lately made and provided by the Court here adjudged &c.

Wg: Thomas Bluett. my Command was given to the Sheriff of Somerset County that he should take Joshua Caldwell late of Somerset County Gentleman late High Sheriff of the same County if he should be found in his Bailwick and he should safe keep so that he might have his body before the Justices of the County Court of Somerset to be held at Dividing Creek the third Tuesday of August then next to answer unto Thomas Bluett of a plea that he render unto him thirteen thousand & fourteen pounds of tobacco which to him he oweth and unjustly detains &c. - and that thereof he should not fail &c.

At the which said third Tuesday of August to with the nineteenth of y^e same month And: Dom: One thousand seven hundred and thirty five being y^e day of the returne of the said writt cometh the said Thomas Bluett by Will^m Goldborough his attorney and the Sheriff of Somerset County to whom the foregoing writt was directed likewise cometh and maketh the return thereof to the Court her^e Undowed in these words following viz - *Capitulum pro...*

And the aforesaid Joshua Caldwell by George Douglas his attorney cometh and defendeth the force and injury when &c. and prays leave thereof to Imparls heruntill next Court and he hath it and the same day is given to the aforesaid Thomas Bluett heralso &c.

At the which said next Court to with the eighteenth day of November And: Dom: One thousand seven hundred and thirty five came againe as well the aforesaid Thomas Bluett as the aforesaid Joshua Caldwell by their attorneys aforesaid and because the aforesaid Thomas Bluett did not declare against the aforesaid Joshua Caldwell in the plea aforesaid - Therefore he and his pledgers of prosecuting be in mercy and that the plaintiffs names pledgers &c. and that the aforesaid Joshua Caldwell recover against the aforesaid Thomas Bluett his damages by Occasion of the premises to Two hundred & Sixty four - - - Pounds of tobacco to the same Joshua Caldwell by discretion of the Justices here at his request for his costs and Charges in that part sustained according to the form of the statute in such case lately made and provided by the Court here adjudged &c.