

his attorney Complaineth that Whereas the said Richard the twelfth day of July in the Year of Our Lord seventeen hundred and thirty five at Somerset County within the Jurisdiction of this Court was possessed of three thousand Cyprus Shingles of the value of four pounds as of his proper shingles and so being thereof possessed the said Richard afterwards to witt the said twelfth day of July in the year of our Lord one thousand seven hundred thirty and five at Somerset County the said three thousand Cyprus shingles out of his hands and possession casually lost which same three thousand Cyprus Shingles so lost afterwards to witt the same day and year aforesaid at the place aforesaid to the hands and possession of the above said Solomon by finding came Nevertheless the said Solomon knowing the three thousand Cyprus Shingles to be the proper shingles of him the said Richard and to him the said Richard of right to belong and appertain not withstanding evilly and fraudulently intending the same Richard in that part to deceive and defraud the three thousand Cyprus shingles aforesaid and altho' after thereunto requested to the same Richard hath not delivered but the three thousand Cyprus Shingles aforesaid afterwards (to witt) the thirteenth day of July in the year aforesaid at the County aforesaid and within the Jurisdiction aforesaid to his proper use did convert and dispose to the damage of the same Richard eight pounds Current money of Maryland And thereof he brings Suit &c. — Elder Geo. R. Ino. J. R. R. —

And the said Solomon Tomlinson by William Beckwithham his attorney Cometh and defendeth the force and Injury when &c. and prayeth Leave thereof to Imparte hereunto next Court and he hath it the same day is given to the said Richard here also &c. —

At which said next Court to witt the sixteenth day of March aund. Term. One thousand seven hundred and thirty five Came againe as well the said Richard Brooks as the said Solomon Tomlinson by their attorneys aforesaid and whereupon the same Solomon prays further Leave thereof to Imparte hereunto the next Court and he hath it and the same day is given to the said Richard here also &c. —

At which said next Court to witt the fifteenth day of June aund. Term. One thousand seven hundred and thirty Six Came againe as well the said Richard Brooks as the said Solomon Tomlinson by their attorneys aforesaid and whereupon the said Solomon as before defendeth the force and Injury when &c. and saith that he is in her self guilty of the premises above against him aforesaid and of this he puts himself upon the Country — and the said Court in Testamur. —

Thereupon it is Commanded the Sheriffe of Somerset County that Immediately he should Cause to Come here before the Justices of his Lordships County Court of Somerset now sitting at dividing Creek in the same County to be by whom &c. and who with &c. to Resquire &c. because as well &c. and afterwards Immediately Cause three of the Jury &c. and the Jurors of that same Jury by Joseph —