

November Court ... 1736 ... 201

vs William Sells  
vs Henry Wingate

Command was given to the Sheriff of Somerset County that he should take Henry Wingate  
of Somerset County prisoner if he should be found in his bailly with and him should safe  
keep so that he might have his body before the Justice of his County Court of Somerset to  
to be held at Dwidney Creek in the same County the third Tuesday of August then next to answer unto William Sells  
of a plea of trespass upon the fact and that there of he should not fail

Att which said Tuesday of August to wit the nineteenth day of the same month and Dnd One  
thous and seven hundred and thirty six years againe being the day of the return of the same writ came  
the said William Sells by William Buckingham his attorney and the Sheriff of Somerset County to wit J<sup>r</sup>  
McFester Gent. Richard ~~James~~ and made return that by virtue of the writ <sup>to him there directed</sup> he had taken the body of the  
said Henry Wingate whose body before the Justice of his County Court of Somerset at the same  
day and place in the writ is mentioned he had there ready

And the said Henry Wingate by Robert Jankein Henry his attorney comes and defends the force of  
Injury whereof and pray Leave thereof to Impale the undivided Court and he hath it and the  
same day is given to the said William Sells also

Att which said next Court to wit the sixteenth day of November and Dnd One thousand  
seven hundred and thirty six years againe as were the said William Sells as the said Henry Wingate  
by their attorneys and because the said William Sells did not declare against the said Henry nor pro-  
fute his writ <sup>he</sup>. Therefore he and his pledges of presenting being merry and the fifth name  
pledges &c. and that the said Henry Wingate goes thereof without day also it is considered that the  
said Henry Wingate recover against the said William Sells his damages by reason of the premises to  
161 One hundred & Sixty One pounds of lawful money to the same Henry by direction of the  
Justice here at his request for his Costs and Charges in that part submitted according to the form of  
the Statute in such Part lately made and provided as judged &c.

The Court adjourns until the Third Tuesday of March  
And Dnd 1736.