

June Court — — 1735 — — (51)

At which said third Tuesday of June to wit the V<sup>th</sup> & sixteenth day of the same month and Dowd One thousand Seven hundred and thirty five being the day of the return of the said writ cometh the said John Atkinson by his attorney a<sup>f</sup> and the Sheriff of Somerset County to whom the foregoing writ was directed Likewise cometh and maketh return thereof to the Court here Endorsed in these words following

Viz<sup>t</sup> — — Capi Corpus Declaration delivered in time of Jos: Macclister Sheriff  
Whereupon came here into Court <sup>the said Thomas Lambden</sup> in his proper person and thereupon at the prayer of the aforesaid John Atkinson by his attorney aforesaid the said Thomas Lambden is adjudged to give special Bail to the action a<sup>f</sup> Thereupon a certain William Wye, John Britt & James Bremen all of Somerset County Gentlemen present here in Court in their proper persons under took and each of every of them under took for the said Thomas Lambden and assumed upon themselves (Likewise the said Thomas Lambden present here in Court as a<sup>f</sup> assumed upon himself) that if in Law the said John Atkinson should recover Judgment in the plea aforesaid against the said Thomas Lambden or that the said Thomas Lambden should be thereto convicted that then he the said Thomas Lambden should pay the Condemnation of the Court thereupon or tender his body in Execution of such Judgment to the prison of the Sheriff of Somerset County in Satisfaction thereof or that they the said Wye John Britt and James Bremen or each or every of them will do the same for him

Whereupon the said Thomas Lambden by William Berdingham his attorney Cometh & defendeth the same and Injury when &c. and saith nothing in Bar or prevention of the action aforesaid of the aforesaid John Atkinson by which the same John Remaneth against the a<sup>f</sup> the thereof undefended &c.

There it is considered by the Court here that the aforesaid John Atkinson recover against the aforesaid Thomas Lambden his debt aforesaid and his damages by reason of the detaining of the same debt to four hundred & Twenty five pounds of Tobacco to the said John of his a<sup>f</sup> by the Court here adjudged and the a<sup>f</sup> defend<sup>t</sup>

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in memory &c.  
The same Command was given to the Sher<sup>t</sup> of Somerset County that he should take Thomas Lambden late of Somerset County Merchant ad. dict. Thomas Lambden of Somerset County in the province of Maryland Merchant if he should be found in his Bailwick and him should safe-keep so that he might have his body before the Justices of his Lordships County Court of Somerset to be held at dividing Creek y<sup>e</sup> third Tuesday of June then next (to