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396 to four hundred and Eighteen pounds of tobacco to the same Thomas of this
apart by the Court here adjudged and the aforesaid John in mercy &c

Wm. William Linner

1003. Benjamin Henderson

Command was given to the sherriffe of Somerset County
that he should take Benjamin Henderson late of Somerset
County planter if he should be found in his bailiwick ~~and him~~
~~should be found in his bailiwick~~ 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
Devoding next the third Tuesday of November And Done one thousand seven hundred
and thirty seven to answer unto W^m Linner of a plea of trespass upon the Case &c
And hereupon the said William Linner declared against the afo Benjamin Henderson
in the plea afo in form following vizt Somerset s^t Benjamin Henderson late of Somerset
County planter was attached to answer unto William Linner of a plea of trespass upon
the Case &c - And Whereupon the said William by George Douglas his attorney com-
plainis that whereas the said Benjamin on the twenty second day of October And Done
MDCCXVII at the County afo within the Jurisdiction of this Court was Indebted to the
said William in the sum of four pounds Curr^t money of Maryland and one three year old
barrow for a young mare by the said William to the said Benjamin at the especial Instance
and request of the said Benjamin before that time sold and delivered as by an account
hereto annexed may appear and so being thereof Indebted on Consideration thereof
afterwards to wit on the day and year last afo at the County afo upon himself
did assume and to the said William then and there faithfully did promise that he
the afo Benjamin the afo four pounds Curr^t money of Maryland and also the afo
three year old barrow to the said William when he should be afterwards there to
required well and faithfully he would pay and Content Never theless the said Benj^m
his promise and assumption afo in form afo made nothing regarding but minding
and fraudulently intending the said William in that part craftily and subtilly to
deceive and defraud the afo four pounds Curr^t money of Maryland and the said
three year old barrow to the said William hath not paid or him for the same in any
sort