

November Court ----- 1737 ----- 160

the as^t John nor but that ~~he~~ the writing obligatory as^t to the deed of the same Thomas nor
but he with the same John the as^t one hundred seventy eight pounds Court money of Maryland
and eight hundred and fifty pounds of tobacco in manner and form as the as^t John above
against him declared -- Therefore it is considered ^{that} the as^t John Atkinson recovers against
the as^t Thomas Lamberts his debt as^t and his damages by occasion of the detaining -
352 the same debt to:
same John of his as^t by the Court here adjudged ^{and the as^t Thomas in mercy &c} pounds of tobacco to the
Court here adjudged ^{and the as^t Thomas in mercy &c}

At The same } Command was given to the sherriffe of Somerset County that he should
William Kitchen } take William Kitchen late of Somerset County Merchant as dict William
Kitchen of the said County Merchant if he should be found in his bailpoint
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 deviding Creech the third Tuesday of
November And Done one thousand seven hundred and thirty seven to answer unto
John Atkinson of the said County planter of a plea that he render unto him one hundred
seventy eight pounds Court money of Maryland and eight hundred and fifty pounds
of good sound merchantable leaf tobacco in Cask to contain the same which to him he
owes and unjustly detains &c

Att which day here before the Justices of his Lordships County Court of Somerset at
deviding Creech came the as^t John Atkinson by Francis Allen his attorney and the
sherriff to witte John Henry Gent. at the same day here returned that he had taken the
as^t William Kitchen whose body hereat this day he had ready to answer the as^t
John Atkinson of the as^t plea as to him it was commanded &c

And hereupon the said John Atkinson declared against the as^t William Kitchen
in the plea as^t in form following Vizt Somerset County ft. William Kitchen
late of Somerset County Merchant as dict William Kitchen of the said County mer-
chant was summoned to answer unto John Atkinson of the said County planter
of a plea that he render unto him one hundred seventy eight pounds Court money
of Maryland and eight hundred and fifty pounds of good sound merchantable leaf
tobacco in Cask to contain the same which to him he owes and unjustly detains &c
And