

November Court - - - - 1737 - - - - 161

And Whereupon the said John by Francis Allen his attorney saith that whereas the afo. William the seventeenth day of August Anno Domini seventeen hundred and thirty six at the County of Somerset afo. within the Jurisdiction of this Court by his certain writing obligatory which the said John with the seal of the said William sealed herewith Court brings the date whereof is the same day and year did acknowledge himself to be bound unto the said John in the afo. one hundred seventy eight pounds Court money of Maryland and eight hundred and fifty pounds of good sound merchantable leaf tobacco in Cash to contain the same to be paid unto the afo. John when he should be thereunto required yett the said William tho. often required the said one hundred seventy eight pounds Court money of Maryland and eight hundred and fifty pounds of good sound merchantable leaf tobacco in Cash to contain the same to the said John hath not rendered but the same to him hitherto to render hath denied and still doth deny and unjustly detain whereupon he saith he is worse and hath damage to the value of twenty pounds Court money of Maryland and thereupon he brings suit &c.

Eldredge &c. J. Doer of Bro.

And the afo. William Kitchen by William Beckingham his attorney Cometh and defendeth the force and Injury taken &c. and saith that he cannot deny the action afo. of the afo. John nor but that the writing obligatory afo. is the deed of the same William nor but he oweth the same John the afo. one hundred seventy eight pounds Court money of Maryland and eight hundred and fifty pounds of good sound tobacco in manner and form as the afo. John above against him declared - Therefore it is Considered that the afo. John Alkison recover against the afo. William Kitchen his debt afo. and his damages by occasions of the detaining the same debt to:

340 pounds of tobacco to the same John of his assent by the Court here adjudged with stay of execution untill the twentieth day of August then next following and the afo. William in mercy &c.