

March Court ... 1736 ... 30

following ... Somerset County sh^t. Joseph Maulester Late of Somerset County Gent otherwise called Joseph. M^rester of Somerset County Gent was summoned to answer unto Richard Gilbert Esq^r of a plea that he Render unto him the sum of four thousand two hundred and thirty three pounds of good sound Merchantable Leave tobacco and Cask which unto him he oweth and unjustly detaineth &c

And Whereupon the same Richard by William Goldborough his attorney saith that whereas the af^d Joseph the twenty fourth day of November Anno Domⁱ seventeen hundred thirty and five at Somerset County af^d within the Jurisdiction of this Court by his certain writing obligatory had granted himself to be bound unto the af^d Richard in the af^d sum of four thousand two hundred thirty and three pounds of good sound merchantable leaf tobacco and Cask to be paid unto the af^d Richard when thereunto afterwards he should be required Never theless the af^d Joseph (altho' often required) the af^d four thousand two hundred thirty and three pounds of good sound Merchantable leaf tobacco and Cask or any part thereof unto the af^d Richard yet hath not paid but that unto him hitherto to pay altogether hath refused and still doth refuse to the Damage of the same Richard eight thousand pounds of like tobacco and Cask and thereupon he bringeth suit &c and doth bring here into Court the writing obligatory af^d which the debt af^d in form af^d doth testify the date whereof is the same day and year af^d &c

And the af^d said Joseph Maulester by William Buckingham his attorney Cometh and defendeth the force and Injury when &c and saith that he cannot deny the action af^d of the af^d Richard Gilbert nor can he say but that the writing af^d is the deed of the same Joseph, nor but that he oweth the same Richard the af^d four thousand two hundred and thirty three pounds of tobacco in manner & form as the af^d said Richard above against him declares -

Therefore it is considered that the af^d said Richard Gilbert recover against the af^d Joseph Maulester his debt af^d and his damages by reason of the detention of that same debt to Three hundred and ninety pounds of tobacco to the same Richard of his af^d by the Court here adjudged and the af^d Joseph in money &c

The Same Command was given to the Sheriffs of Somerset County that they should take Joseph Maulester Late of Somerset County Gent if he should be found within any part of the County and him should safekeep so that he might have his body be for the Justice of his Lordship's County Court of Somerset to be held at the Court house at Diveding in the same County the third Tuesday of November Anno Domⁱ One thousand seven hundred and thirty three