

June Court ... 1737 ... 75

and last will of Thomas Hale late of Somerset County Schoolmaster was attested to answer unto Benjamin Hayman of a plea of trespass upon the case &c

And Whereupon the said Benj² by Rob^t Jenkins Henry his attorney complains that where: as the afo^r Thomas in his lifetime (switt) the tenth day of January in the year four Lord one thousand seven hundred thirty and five at Somerset County afo^r within the jurisdiction of this Court was, indebted to the said Benj² in the sum of four pounds fourteen shillings and six pence curr^t money of Maryland for sundry Articles properly chargeable in an account (as by an Account thereon hentes into Court brought may appear) and thereof being Indebted the same Thomas in his lifetime (switt) the day and year afo^r at the place afo^r in Consideration thereof upon himself did assume and to the said Benj² then and there did faithfully promise that he the said Thomas the afo^r four pounds fourteen shillings and six pence unto the said Benj² when he should afterward thereunto requested he would well and faithfully pay and bient and altho' the said Thomas in his lifetime one pound six shillings and seven pence part of the afo^r four pounds fourteen shillings and six pence to the said Benj² he since paid and desisted Never the less to three pounds seven shillings and eleven pence therefis due the said Thomas in his lifetime and the afo^r many since the decease of the afo^r Thomas the promise and assumption of the said Thomas in his lifetime as afo^r made nothing regarding but plotting and fraudulerly intending the said Benj² in that part craftily and subtilly subtilly to deceive and defraud the said three pounds seven shillings and eleven pence curr^t money afo^r to the said Benj² hath not paid nor either of them hath paid or contented altho' the same Thomas in his lifetime (switt) on the eleventh day of February Anno Domⁱ seventeen hundred thirty and five and often afterward and the said many since the decease of the said Thomas (switt) on the twelfth day of July in the year of our Lord seventeen hundred thirty and six and often since that time al Somerset County afo^r was thereunto requested by him the said Benj² but the same to the said Benj² to pay the said Thomas in his lifetime did refuse and the same to the said Benj² to pay the said many doth still refuse and deny therefore the said Benj² that he is the worse and hath damage to the value of seven pounds curr^t money of the province afo^r and thereupon he brings suit

2d of Febr^r 1736

1736 D^r M^r Thomas Hale

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paid over	£ 3 13 6	paid over	paid over	£ 00 00