

August Court 1741 164

As. here also &c.

At which day here came against as well the As. Duncan Murray as the As. Edmond Crapper Jr. Adm. as As. by their attorneys As. and Whereupon the As. Edmond Crapper Adm. As. says that the As. Duncan Murray to the plea of him the said Edmond may Reply but the same Duncan altho' solemnly called Cometh not nor to the plea of the same Edmond Replyeth not nor is his writt As. against the same Edmond further prosecuted.

Therefore it is considered by the Court here that the As. Duncan Murray takes nothing by his writt As. but that he and his pledges of prosecuting (to wit) John Dos and Richard Dos are in mercy and that the As. Edmond Crapper Jr. Administrator as As. goe thereof without day. And also It is considered that the As. Edmond Crapper Jr. Administrator as As. Recover against the As. Duncan Murray Bonds of to bacco for his fees and charges

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by him about his defence As. in that part Sustained by the Court now here adjudged according to the form of the statute in such Cases lately made and provided and that the same Edmond Crapper Jr. Administrator as As. have thereof Execution &c.

Command was given to the Sheriff of Somerset County that he should Take Edward Tomlinson late of Somerset County planter otherwise called Edward Tomlinson of Somerset County in the province of Maryland Planter if he 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 dividing Creek the third Tuesday of March Anno Domini one thousand seven hundred and forty to answer unto Joseph Houston of a plea that he render unto him forty pounds Curr. money of Maryland in silver or whole gold or eighty pounds paper mounsy of Maryland which to him he owes and unjustly detains &c. and the same day is given to the As. Joseph here also &c.

At which day here came the As. Joseph Houston by George Douglass his attorney and the Sheriff to wit John Standby Gent. now here Returned that he had taken the As. Edward Tomlinson whose body hereat this day he had ready to answer the As. Joseph Houston of the As. Plea as to him it was Commanded. Whereupon came hereinto the As. Edward Tomlinson in his proper person and thereupon the said Edward Tomlinson at the prayer of the As. Joseph Houston is adjudged to give Specials