

thereupon James Anderson Garnish as aforesaid appears and Imparts, &c. until some Court then next following

John Alkinson }
 vs }
 Mathias Nicholson }
 whellwright of Somerset in the province of Maryland if he should be found in his Bailly with and him should safe keep so that he might have his body before the Justice of his Lordships Court of Somerset to be held at Dividing Creek the third Tuesday of March Anno Domini One thousand Seven hundred and forty One to answer unto John Alkinson of plea that he Render unto him One thousand and ninety two pounds of good pork neatly Cleaned at Snow Hill which from him he unjustly detains &c. and the same day is given to the aforesaid John here &c.

And here upon the said John declared against the said Mathias in the plea aforesaid in form following vizt. Somerset s. Mathias Nicholls Late of Somerset County planter at. dit. Mathias Nicholson whellwright of Somerset in the province of Maryland was Summoned to answer unto John Alkinson of plea that he Render unto him One thousand and ninety Two pounds of good pork neatly Cleaned at snow hill which from him he unjustly detains &c.

And Whereupon the said John by Francis Allen his Attorney saith that whereas the said Mathias the sixth day of May Anno Domini One thousand seven hundred and forty one at the County of Somerset aforesaid within the Jurisdiction of this Court by his certain writing obligatory with which the said John with the seal of the said Mathias signed hereinto Court brings the date whereof is the same day and year did Acknowledge himself to be bound unto the said John in the sum of one thousand and ninety two pounds of good pork neatly Cleaned to be paid unto the said John when he should be thereunto required yett the said Mathias tho' often required the said one thousand and ninety two pounds of pork neatly Cleaned to the said John hath not rendered but the same to him hitherto to render hath denyed and still doth deny and unjustly detain Whereupon he saith he is worse and hath damage to the value of ten pound Curr. money of Maryland and thereof he brings suit &c.

Pleg. J. Dos & J. Ros

Copy of the foregoing declaration was made and sent to be served on the defendant in order for a speedy trial At which day here came the said John Alkinson by his Attorney aforesaid and the sheriff to wit John Wandy Gent now here returned that he had taken the said Mathias Nicholson whose body here at this day he had ready to answer the said John Alkinson of the aforesaid pleas to him it was Commanded and further the said sheriff returned that he had served the said Mathias Nicholson with a copy of the foregoing declaration according to Act of Assembly in such case provided.

And the said Mathias Nicholson in his proper person Cometh and defendeth the force and Injury when &c. and saith that he cannot deny the action aforesaid of the said John Alkinson nor but that the writing obligatory aforesaid is the deed of the same Mathias Nicholson nor but that he owes John Alkinson the sum of one thousand and ninety two pounds