

March Court 1740 85

Q. H. 40 James Nairne } Command was given to the Sheriff of Somerset County that he should take John Hall.
John Hall . . . } Late of Somerset County planter if he should be found in his bailiwick and him should safekeep
so that he might have his body before the Justices of his Lordships County Court of Somerset to be held
at dividing Creek in and for the County aforesaid the third Tuesday of March and Done One thousand Seven hundred
and Thirty nine to answer unto James Nairn of a plea wherefore with force and Arms the Case of him the said James
at Somerset County aforesaid he did break and Enter and thirty Oak trees and thirty pine trees of the value of three pounds Curr-
money of Maryland there lately growing did cut down split into fence rails and carry away and other Enormities to the
said James did to the grievous damage of him the same James and against the peace of the Right Honorable the Lord Proprietor
that now is &c. And the same day is given to the aforesaid James here &c.

All which day here came the aforesaid James Nairn by Robert Jenckins Henry his Attorney and the Sheriff to wit
John Henry Gent. now here returned that he had taken the aforesaid John Hall whose body here at this day he had ready to
answer the aforesaid James Nairn of the aforesaid plea as to him it was Commanded.

Whereupon the aforesaid John Hall puts in his place William Arbuckle Gent. Attorney at Law against the aforesaid James
Nairn of the aforesaid plea &c.

And Thereupon at the request of the parties aforesaid day is to them now here given untill next Court to be held at
dividing Creek the third Tuesday of June then next following in the same state as at present saving to the parties aforesaid.

At which day her came again the parties aforesaid by their Attorneys aforesaid and hereupon the said James Nairn Explained
against the aforesaid John Hall in the plea aforesaid in form following.

Somerset s^r John Hall late of Somerset County planter was Attached to answer unto James Nairn of a plea wherefore with
force and Arms the Case of him the said James at Somerset County aforesaid he did break and Enter and thirty Oak trees and thirty
pine trees of the value of three pounds Curr^t money of Maryland there lately growing did cut down split into fence
rails and carry away and other Enormities to the said James did to the grievous damage of him the same James against the
peace of the right Honorable the Lord Proprietor that now is &c.

And Whereupon the same James by Robert Jenckins Henry his Attorney Complains that the aforesaid John the first
day of March in the year of our Lord one thousand seven hundred thirty and nine with force and Arms the Case of him the
said James called trespass at Somerset County aforesaid he did break and Enter and thirty Oak trees and thirty pine trees of the
value of three pounds Curr^t money of Maryland there lately growing did cut down and carry away and other Enormities
to him did to the grievous damage of him the same James and against the peace &c. Whereupon he says that he is worse &
hath damage to the value of fifty pounds Curr^t money of Maryland and thereupon he brings Suit &c. Dredg^t &c. Doe R: Roe

And whereupon the said John Hall by William Arbuckle his Attorney Comand defends the force and Injury
when &c. And pray leave thereof to Imparle here untill next Court to be held at dividing Creek in and for the County aforesaid
the third Tuesday of August then next following and he hath it and the same day is given to the aforesaid James here also.

All which day her came againe as well the aforesaid James Nairn as the aforesaid John Hall by their Attorneys aforesaid and hereupon
the said John pray further leave thereof to Imparle here untill next Court to be held at dividing Creek in and for the County aforesaid
the third Tuesday of November then next following and he hath it and the same day is given to the aforesaid James here also.