

August Court Anno Domini 1759

vs. Messrs. Subman & Hartley, Debt

vs. William Howard Judgment according to Nat

Charles County vs. William Howard late of Charles County Planter otherwise called William Howard was Summoned to answer unto Messrs. Subman and Hartley of a plea that he tender unto them the sum of four thousand four hundred and seventy three pounds of Tobacco in 40<sup>th</sup> Weighing eight hundred clear of Wood convenient to Wicomico River which to them he owes and unjustly detains and so forth

And whereupon the same Messieurs Edward Subman and Thomas Hartley by Jeremiah Chase their Attorney say that whereas the said William Howard the first day of January in the year of our Lord One thousand Seven hundred and forty seven eight at Charles County afo. by his certain Writing obligatory obliged himself to pay unto the same Messieurs Subman and Hartley or their certain Attorney four thousand four hundred and seventy three pounds of Tobacco in 40<sup>th</sup> Weighing eight hundred clear of Wood convenient to Wicomico River for value received to be paid to the said Subman and Hartley or their certain Attorney when he should be thereunto Requested And the said William Howard afterwards to wit the first day of February in the year and at the County afo. satisfied and paid to the said Messieurs Subman and Hartley one thousand and seventy pounds of Tobacco part of the sum first aforesaid Nevertheless the said William Howard although often Requested hath not rendered or paid to the said Subman and Hartley or their certain Attorney the sum of three thousand four hundred and three pounds of Tobacco residue of the sum first afo. nor any part thereof but the same to them and to either of them to tender or pay the said William Howard hath neither to Gain sayed and still doth Gain say wherefore the said Edward Subman and Thomas Hartley say they are the worse and have Damage to the value of six thousand eight hundred and six pounds of Tobacco qualified as aforesaid and therefore they bring Suit and so forth and they bring here into Court the Writing obligatory afo. which Justifies the Debt in forma p. the date whereof is the day and year first aforesaid

I led. Ho. John Doe  
Pl. Ho. Rich. Roe

Whereupon into Court here in his proper person comes Samuel Hanson Junior of Staffords County Gentleman and becomes pledge and security for the said William Howard that if it should happen the said William Howard in the plea afo. should be convicted that then the said Samuel Hanson should and granted that as well the debt afo. as all damages and costs which to the said Subman and Hartley in this part should be Adjudged of his Lands and Chattles should be made and Levied to and for the use of the said Subman and Hartley that if it should happen that the said William Howard the debt damages and costs afo. to the said Subman and Hartley should not pay or his body in to the Custody of the Sheriff by reason thereof tender. And the said William Howard by Thomas Clark his Attorney comes & deposits the force and Injury when he and pray Licence to Imparle here until the next Court to be holden at Charles Town on the second Tuesday in August Next and he hath it and the same day is given to the same Subman and Hartley here &c. At which day to wit the second Tuesday in August afo. comes here as well the said Subman and Hartley by their Attorney afo. as the said William by his Attorney afo. and the said William by his said Attorney Prays further Licence thereof to Imparle here until the next Court to be holden at Charles Town at Charles Town on the second Tuesday in November Next and he hath it and the same day is given to the same Subman and Hartley here &c.

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