but the same to him to pay hitherto altogether hath Refused and still doth Refuse and unjustly Deny wherupon the said Pennerly Says he is Ready and hath Damage to the Value of Two pounds Curr.t Money of Maryland and thereof he brings Suit and Suffers

Pltf. v.s. Def. C.C.

Dr. John Whitbingham in Account with John Pennerly

Debtg. to Balancing Acco.t 10 sol. Tobacco & Cask 6 l.s. 10 d.t Current Money 1 5 0

Cr. 1 5 0

Entered pd Lawn Gale f. John Pennerly

And the Def.t John Whitbingham by his Attorney afs.d Comes and defends the Force and Injury when &c and he the said Def.t John Whitbingham by his Attorney afs.d Comes and defends the Force and Injury when &c and he the said Def.t doth not nor cannot deny the Action afs.d of the pl.ff John Pennerly nor but that he did Assume upon himself in Manner and form as the pl.ff Pennerly Above Against him hath Complained and also to the damage of the said Pennerly by him by Occasion of the Premisses the said John Whitbingham saith and Acknowledgeth that the pl.ff Pennerly hath Sustained Damages by Occasion of the Premisses beyond his Cost and Charges by him about his Suit in that part Expended to Two pounds fifteen Shillings C.t Money and therefore because the pl.ff Pennerly denyed that he had the same Allowance Granted to be true Judgment for those damages Above Acknowledged together with his Cost and Charges aforesaid adjudged &c Therefore by Consideration of the Court here it is Considered that the pl.ff John Pennerly Recover Against the def.t John Whitbingham his Damages afs.d to the pl.ff Two pounds fifteen Shillings C.t Money by the said Court here Assessed for his Cost and Charges and also for his Costs and Charges afs.d to the said Pennerly at his Request by the Court now here of the Assent of the parties afs.d adjudged which Cost in Damages in the Whole Amount to Two pounds fifteen Shillings C.t Money and Bound of these and the pl.ff Whitbingham in Mercy &c

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Ps John Adams
N Mitchell Ky

Command was Given to the Sheriff of Somerset County that he Should take Mitchell King late of Somerset County Planter Otherwise Called J Mitchell King of Somerset County in the Province of Maryland if he Should be found in his Bailiwick and him Safe Keep so that he might have his Body before the Justices of his Lordships County Court of Somerset to be held at Princess Ann from the third Tuesday of March Anno Domini One thousand Seven hundred and Sixty two to Answer unto John Adams of Kent County that he Render him the Sum of Sixty Pounds Curr.t Money of Maryland which to him he Owes and unjustly detains and Suffereth and the same day is Given to the pl.ff John here &c

At which day here Came the pl.ff John Adams by George Hayward his Attorney and the Sheriff hereof Samuel Wilson now here Returned that he had taken the def.t Mitchell King whose Body here at this day he had Ready to Answer the pl.ff John Adams of the pl.ff plea and to him it was Commanded

Whereupon the said Mitchell King at the prayer of the pl.ff John Adams is Adjudged to Give Special Bail to the Action afs.d Thereupon Captain Richard Wells of Somerset County Planter prayed therein Court in his proper Person undertook for the said Mitchell King and Assumed upon himself that if he Should happen that Judgment in the plea afs.d Should be Rendered for the said John Adams against the def.t Mitchell King that he the said Mitchell King Should be there convict that then he the said Mitchell King Should pay and Satisfy unto the pl.ff John Adams the Judgment of the Court thereupon or render his Body in Execution of such Judgment to the Custody of the Sheriff of the County afs.d in Satisfaction thereof that he the said Richard Wells will be for him &c Whereupon the said Mitchell King put in his place Samuel Wilson Esq.r his Attorney at Law against the pl.ff John Adams in the pl.ea And thereupon at the prayer of the parties afs.d days is to them now here Given until the next Court to be held at Princess Ann from the third Tuesday of June then next following to the Parties afs.d &c At which day here Came as well the pl.ff John Adams as the def.t Mitchell in the plea afs.d by their Attorneys afs.d and hereupon the said John declared against the def.t Mitchell in the plea afs.d in these words following Somerset ss Mitchell King late of Somerset County Planter otherwise called J Mitchell King of Somerset County in the Province of Maryland Planter was Summoned to Answer unto John Adams of Kent County in the Province aforesaid Planter in a plea that he Render to him the Sum of Sixty Pounds Curr.t Money of Maryland which to him he Owes and unjustly detains and Suffereth And thereupon the said John by George Hayward his Attorney afs.d Says that whereas the said Mitchell on the viij day of February Anno Dom MDCCLxij at Somerset County afs.d by his Certain Writing Obligatory which the said John with the Seal of the said Mitchell Said he the

Court