Mtt His Lordship — — — — — — — } Maryland ffs. Benjamin Bomberton late of —
Wd Benjamin Bomberton admr James Bomberton } Talbot County in the Province of Maryland —
Lordt Admr of all & Singular the Goods & Chattels
Rights & Credits whatsoever which were of James Bomberton dcsd at the time of his Death
who dyed Intestate as it is said otherwise lately called James Bomberton of Queen Annes
County in the Province afs was summoned to answer unto the Right Honourable Charles
Absolute Lord and Proprietary of the Province of Maryland afs & Avalon Lord Baron of —
Baltimore &c of a Plea that he render unto the said Lord Propry the Quantity of five —
hundred thousand Pounds of Good Sound Merchantable Leaf and Cask which from the said
Lord Propry he unjustly detaineth &c ——

And whereupon Michael Howard Esq his said Lordships Attorney General
of the Province afs who for his said Lordship in this behalf prosecuteth saith that whereas the afs
James Bomberton in his life time to wit the first Day of December in the year of our Lord God One
thousand Seven hundred & Nineteen at Talbot County afs by his Certain Writing Obligatory —
did acknowledge himself to be held & firmly bound unto his said Lordship in the afs Sum of —
two hundred thousand Pounds of Good Sound Merchantable Leaf Tobacco & Cask to be paid unto
his said Lordship when he should afterward be thereunto required Nevertheless the afs James —
Bomberton in his life time & the afs Benjamin Bomberton after the Death of the said James
Bomberton (To which said Benjamin Bomberton Administration of & Singular the Goods —
& Chattels Rights & Credits which were of the afs James Bomberton at the time of his Death
after the Death of the said James Bomberton at Talbot County afs in due form of Law was
Committed) altho often required the afs two hundred thousand Pounds of Tobacco & Cask unto his
Lordship have not rendered nor Likewise thereof make rendered but that unto him the afs James
Bomberton in his life time & the afs Benjamin Bomberton after the Death of the said
James Bomberton hitherto to render altogether have refused & the afs Benjamin Bomberton that
unto him to render still doth refuse & unjustly detain to the Damage of his said Lordship four
hundred thousand Pounds of Tobacco and thereupon the said Attorney General for his said Lordship
doth bring Suit &c And doth bring here into Court the Writing Obligatory afs which the Court
afs in form afs testifyeth the Date whereof is the Day & year afs &c ——

And the said Benjamin Bomberton by William Berkingham his Attorney —
Comes & defends the force & Injury when &c & Prays a hearing of the Writing Obligatory afs & it is —
read unto him he likewise prays a hearing of the Condition of the same Writing & it is read —
unto him in these Words following (Viz) The Condition of the Obligation is such that if the above
bounden Edward Wright do well & truly serve his said Lordship his Heirs & Successors in the Office
of High Sheriff of the County Queen Annes within the Province afs & in all things well & faithfully
Execute the same Office & also shall render unto his said Lordship & other his Officers a true faithfull
& perfect Account of all & Singular his said Lordships Rights & Dues & to his Officers a true & just Account
of their fees that he shall or may be Intrusted with by his said Lordship Governour & other his
Officers within this Province to receive & Collect & his Account to his said Lordship his Heirs &
Successors & to his & their Governour here for the time being for the System & forfeitures & other Dues
belonging to his Lordships Governour as also his Account of all fees Dues & Sums of Money or Tobacco
due to any the good People within this Province for any Sum or Sums of Money or Tobacco where-
with the said Sheriff shall be Intrusted during his time of his Shrievalty or to such of them as
shall require the same shall pass & render by the fourth day of May next Ensuing the Date hereof
& in all other things as Sheriff of the County of Queen Annes shall behave himself well & honestly
to all Persons according to the best of their Power Skill & knowledge then this Obligation to be void
& of none Effect or else to stand in full force Strength and Virtue which being read & heard the said
Benjamin Bomberton by his said Attorney prays leave to imparle hereunto until next Court this he
(hath)

hath it And the same Day is given to the said Michael Howard Esq his Lordships Attorney General who
&c Also —

All which said next Court to wit the 17th Day of October Anno Dom 1727 Comes
again as well the said Michael Howard Esq his Lordships Attorney General who &c as the
said Benjamin Bomberton admr as afs by his Attorney afs And the said Benjamin Bomberton
admr as afs by his said Attorney prays further leave to imparle to imparle hereunto —
until next Court And he hath it And the same Day is given to the said Michael Howard
Esq his Lordships Attorney General who &c Also —

All which said next Court to wit the 21st Day of May Anno Dom 1728 Comes
again as well the said Michael Howard Esq his Lordships Attorney General who &c as the —
said Benjamin Bomberton admr as afs by his Attorney afs And the said Benjamin —
Bomberton admr as afs by his said Attorney as before defends the force & Injury when &c
And saith that the Attorney General for the said Lord Propry the Action afs against him
to have or maintain ought not because he saith that the said Edward Wright hath always
from the time of making the Writing afs & during his Continuance in the Office afs well and
truly served his said Lordship in the Office of High Sheriff of the County of Queen Annes And
did in all things well & truly execute the same Office & also did render to his said Lordship &
other the Officers a true faithfull & perfect Account of all & Singular his said Lordships Rights
& Dues & to the Officers a just & true Account of their fees that he the said Edward Wright was
intrusted with by his said Lordship & other his Officers within this Province to receive & Collect & his
Accounts to his Lordship & his Governour for the time & forfeitures & other Dues belonging to his
said Lordships Governour as also his Account for all fees Dues & Sums of Money or Tobacco due
to any the People within this Province for any Sum or Sums of Money or Tobacco wherewith
he the said Edward Wright was intrusted during the time of his Shrievalty for that present —
year or to such of them as required the same did pass & render by the Ninth Day of May next
Ensuing the Date of the said Writing Obligatory & in all other things as Sheriff of the said
County of Queen Annes did well & truly behave himself to all Persons during his Continuance in
that Office to wit at Queen Annes County afs And this he is ready to verify Wherefore he prays
Judgment if the afs Attorney General this Action afs against him to have ought &c — —

And the afs Attorney General of the said Lord Propry saith that by anything —
pro alledged from maintaining the Action afs against the afs Benjamin Bomberton he ought
not to be barred because protesting that the said Edward Wright hath not observed performed fulfilled
& kept any of the Articles Clauses or things in the Condition afs specified for Rer or Replication —
the same Attorney General for the afs Lord Propry Nevertheless saith that the same Edward —
Wright was & Continued Sheriff of Queen Annes County afs from the afs first Day of December in
the year of our Lord God Seventeen hundred & Nineteen till the third Day of December in the
year of our Lord God Seventeen hundred & twenty at Queen Annes County afs & that on the first
Day of May in the year of Our Lord God Seventeen hundred & Eighteen the afs Philemon Lloyd Esq
was Elected after until the first Day of May in the year of our Lord God Seventeen hundred twenty &
Six that Continued one of the said Lord Propry his Officers to wit Deputy Secretary of State for the
Province of Maryland to wit at the same County (the same Philemon there on the same first
Day of May in the year of our Lord God Seventeen hundred & Eighteen being lawfully Constituted
& admitted Deputy Secretary of State for the same Province) And the afs Attorney General
further saith that thereafter & there did unto the same Philemon by Vertue of his Office of Deputy
Secretary of State afs the twenty fourth Day of December Seventeen hundred & Nineteen afs at the
County afs Sundry fees amounting to the Sum of thirteen thousand Six hundred fifty & Nine Pounds
of Tobacco from divers Persons then & there living in Queen Annes County afs which Sum of Tobacco
by the afs Philemon the afs Edward as Sheriff of the said County then & there was intrusted to —
Collect & Account for & pay unto the same Philemon or Order according to the same Edward his Duty
(of)