All which Said next Court (to wit) the 13th day of October Anno Dom 1718 Come again the Said parties Plaintiff & Defendant by their Attorneys afs & the Said Defendant by his Said Attorney prays further Leave to imparle Hereunto untill next Court & he hath it & the Same day is given to the Plaintiff alles.

All which Said next Court (to wit) the 13th Day of April Anno Dom 1719 Come again the Said parties Plaintiff & Defendant by their Attorneys afs and the Said Defendant by his Said Attorney as before defends the force & Injury when &c And Saith that the afs Thomas Macnemara his Action afs against him to have ought not because protesting that the Said Thomas Macnemara was a Good true Liege & Faithfull Subject of our Sovereign Lady the Queen that now is hath not behaved himself of Such Good Name fame and Reputation from the time of his birth to this present time nor during all ys time hath remained free and Clear from all kind of falsity Injustice perjury Extortion or Every other Crime as the Said Thos Macnemara by his declaration afs hath above Supposed sprdes=ting alles that the Said John hath not been Guilty of any the Matters & things above Supposed agst him falsely injuriously nor of his Malice forethought nor without a Just and Reasonable Cause as by the Decl afs is likewise Supposed for plea he Saith that well & true it is that before the time of the Speaking and publishing of the Words in the Decl afs above Specifyed and alledged to have been Sworn by the Said John and before the writing of the Indictment afs Viz: on the first Day of October Anno Dom Seventeen hundred and Six the afs Thomas Macnemara was an Attorney and took his Oath in the Same provincialll Court in Such Manner and form as the Said Thomas Macnemara hath above declared And the Said John further Saith that on the fourth Day of October Anno Dom Seventeen hundred and Six being the fifth Year of the Reign of the Now Lady the Queen afs the Said Thomas Macnemara at Annarundell County afs then and there being one of the Attorneys of the provincialll Court of this province did by Colour of his Office then and there Extortionely and injuri=ously take & Exact from the Said John Brannock for his Attorneys fees in Der=fending the Said John in two Actions of Debt at the Suit of a Certain Edward Somersett Eqr in the Same Court Sixteen hundred pounds of Tobacco agst the tenor of the Said Macnemara's Oath of an Attorney in the Said Court to the great Damage of the Said John Whereas the Ancient and Accustomed fees for Such Defence due to Such Atty was eight hundred pounds of Tobacco and no more And thereupon the Said John afterwards to wit the third day of October Anno Dom Seventeen hundred and twelve at Anarund: County afs before Wm Holland Eqr Chief Justice of her Majestys provincialll Court afs in due form of Law without any Malice forethought and for the Cause afs did Swear that he the Said Thomas Macnemara the fourth day of October in the fifth Year of the Reign of the Lady the Queen that now is at Annarundell County afs being one of the Attorneys of the provincialll Court afs did by Colour of his Office then and there Extortionely and Injuriously take and Exact from the Said John Brannock for his Attorneys fees in defending the Said John in two Actions of Debt at the Suit of a Certain Edward Somerset Eqr in the Same Court Sixteen hundred pounds of Tobacco against the tenor of the Said Thomas's his Oath of an Attorney in the Said Court and did afterwards to wit the Seventh day of the Same October afs at the County afs Cause Such Bill of Indictment as in the Plaintiffs Declaration

is above Specifyed to be Written and Exhibited to the Grand Jurors therein Mentioned and did then and there upon his Oath Avouch and affirm the Matter in the Said Indictment Contained to be true as well he might for the Cause afs and this he is ready to Verify Wherefore he prays Judgment if the afs Thomas Macnemara his Action afs against him to have ought &c

And the afs Thomas Macnemara by his Attorney afs Saith that he by any thing above pnt alledged by ys Said John from having his Action afs against the Said John he ought not to be precluded, because protesting that he the Said Thomas Macnemara is a Good true Liege and Faithfull Subject of our Lady the Queen that now is hath behaved himself of Good name fame and Reputation from the time of his birth to this present time & during all that time hath remained free and Clear from all kind of falsity Injustice perjury Extortion or other Crime as by his Declaration afs he hath Set forth and protesting that the Said John hath been Guilty of the Matters and things in the Said Declaration Supposed agst him, and protesting alles that ys Ancient fees in the Said two Actions amounted to two thous and pounds of Tobacco, for Replication he Saith that the afs John Brannock falsely and Injuriously and of his Malice forethought without any Such Just or reasonable Cause as in the Said plea is Set forth did Swear the day and Year afs before William Holland Eqr Chief Justice afs, that he the Said Thomas Macne=mara ys Fourth Day of October Anno Dni Seventeen hundred & Six being the fifth Year of ys Reign of our now Lady the Queen pd at Annarundell County then & there being one of the Attorneys of the provincial Court of this province did by Colour of his Office then & there Extortionely & Injuriously take & Exact from the Said John Brannock for his Attorneys fees in defending ys Said John in two Actions of Debt at ys Suit of a Certain Edward Somerset Eqr in ys Same Court Sixteen hun=dred pounds of Tobacco against the Said Thomas Macnemara's Oath of an Attorney in the Said Court and also without any Just or Reasonable Cause & of his Malice forethought as in ys Said plea pleaded did Exhibitt the Said Bill of Indictment to ys Jurors of our Sovereign Lady the Queen of the Grand Inquest to Inquire for the Said Lady the Queen for the body of the province as a true Bill & did affirm the Contents thereof to be in manner and form as in the Said Declaration is Set forth and this he prays may be Enquired of by ys Country.

And the afs Defend: likewise

Thereupon Command is given to the Shrff of Annarundell County that he immediately cause to come here twelve pd by whom pd who neither parte Recognize pd be=cause as well pd of which Said precept the Said Sheriff Dewitt Thomas Gassaway Genth now here at this Day to wit the Same Day & Year last mentioned makes Return that he has here ready twelve pd as by his precept he was Commanded And now here afterwards to wit the Same Day & Year Comes as well the Said Plaintiff by his Attorney afs as the Said Defendant by his Said Attorney and the Jurors of that Jury being impanelled who being Called likewise Come to Wit John Brooks, Daniel Smith, Stephen Milburn, Thomas Taylor, Jonas Matthews, Nicholas Beson, Jacob Rockhold, George Norman, John Beckett, John Baptist Tyler, Edward Taylor, Henry Carter, who being duly elected tryed & Sworn to Say the truth in the premises upon their Oaths do Say that the afs John Brannock falsely