unto the said John Lowe before William Lambdon and Nicholas Darkey two good and Lawfull men of my Bailywick that the said John Lowe be and Appear at the time and place and before the Justices William Musgrove to show Cause if any he hath whereof the said Sixteen pounds five Shillings Sterl. should not be Condemned as the said writ Exacts Further Certify that I Could find no Other goods & Chattels of the said Defendant in my Bailywick to Attach to Satisfy within Mention'd. Thos: Boyman Shff:

Whereupon the said John Lowe Gard: as aft. by Joshua Gonge his Attorney Comes and prays Leave to Imparle hereunto until next Court and he hath it and the same day is given to the Plff. also

At which said next Court to wit the Ninth day of April Anno: Dom: 1723 Come again the said Parties Plff. & Defend: by their Attorneys aft. and the said Defend: by his said Attorney prays further Leave to Imparle hereunto until next Court and he hath it and the same day is given to the Plff. also

At which said next Court to wit the Ninth day of September Anno Dom: 1723 Comes again as well the said James Govane adm: as aft. by his Attorney aft. as the said John Lowe in his Capacity aft. by his Attorney aft. and the said John Lowe in his Capacity aft. by his said Attorney Saith that the aforesaid James Govane adm: of Thomas Homewood Condemnation of the premises so as aft. Attached against him the said John Ought not to have because he Saith that at the time of the Laying the Attachm: aft. in the hands of him the said John he had not nor at any time Since hath had any of the goods Chattels Rights or Credits of the said David Dennis in the hands of him the said John and this he is ready to Verify wherefore he prays Judgment if the said James Condemnation of the Premises so as aft. Attached against him to have Ought &c.

And the said James Saith that he by anything Pro alledged from having Condemnation of the premises in the hands of the said John Ought not to be precluded because he saith that he the said John on the day of the Laying and making the said Attachment in his hands had to the value of Sixteen pounds five Shillings Sterling in the return of the writ of Attachment as specified of the rights and Credits of the said David Dennis in his hands to wit at Talbot County aft. and this he prays may be Enquired of by the Country. And the Defend: also

Whereupon for trying the Issue aft. Command is given to the Shff: of Talbot County that he Cause to Come before the Justices of the provincial Court at Annapolis the third Tuesday of May next or before the Justices Appointed to take the assizes in his County if they shall be first that time to wit on Friday the Seventeenth day of April next to the County Court house in his said County of Twelve good and Lawfull men of his Bailywick by whom &c who neither &c to recognize &c because as well &c. Afterwards the process Continued between the parties aft. on the plea aft. by the Jury being put thereon in Respect hereunto until the third Tuesday of May next Unless the Justices of his Lordship the Lord Propry to take the assizes in the said County should on Friday the Seventeenth day of April next to the County Court house in the said County should Come.

And now here at this day to wit the 19th day of May Anno Dom: 1724 Comes again into his Lordships Provincial Court as well the said Plff. by his Attorney aft. as the said Defend: by his Attorney aft. and the Justices of assize before whom &c Send here their record before them had in in these words viz. — Afterwards at the day and place last above Contained before the Honble Maj: James Harris and Col: Roger Woolford Esq: having associated to themselves Robert Goldsborough, Robert Unglee and Thos: Bullen Esq: According to the form of the Act of Assembly &c both as well the within named James Govane as the within written John Lowe by their Attorneys within Contained and the Jurors of the Jury within of beneath Mentioned made being called to wit George Robins, Bary Benson Woolman Gibson, William Elbert (Thos:)

Thomas Gray, John Lockerman, Richard Bright, John Price, James Coulson, William Hanson, Robert Harrison and Francis Sherwood likewise Come who to say the truth of the within Contained being Elected tried and Sworn upon their Calli do say that the aft. above named John Lowe on the day of the Laying and making the within Attachment in his hands had not to the value of Sixteen pounds five Shillings Sterl. in the return of the writ of Attachment aft. specified or any part thereof of the Goods and Credits of the within named David Dennis in his hands as the aft. James Govane above by pleading hath alledged. Testis Jenck Francis & his pres.

Therefore it is Considered by the Justices here the 19th day of May Anno Dom: 1724 aft. that the said James Govane adm: of the said Thomas Homewood take nothing by his writ of Attachment aft. against the said John Lowe Gard: as aft. and that the said John Lowe Gard: as aft. go thereof without day &c.

Ad James Govane adm: Thomas Homewood } September Term 1723 Pr: Calvert County Pr:
vs } Be it Remembered that heretofore to wit the 21st day of April in the
Ad Joshua Sedgwick ..... } Seventh year of the Dom: of his Lordship the Right Honble the Lord Propry &c
Anno q Dom: 1722 James Govane Gent adm: with the will Annexed of all and Singular the goods Chattels Rights and Credits which were of Thomas Homewood late of Anne County deceased left unadministered by Mary his wife the widow and Exx. of the Testament and Last will of the said Thomas Homewood Sued out of his Lordships Prov: Court his Lordships writ of Attachment aft. the goods Chattels rights or credits of David Dennis the Son whereof follows in these words viz. — Maryland Pr: Charles Absolute Lord and Propry of the province of Maryland and Avalon Lord Baron of Baltimore &c. To the Shff: of Calvert County Greeting we Command you that you Attach any the goods Chattels Rights or Credits of David Dennis late of the City of London in Anne County Merch: if they shall be found in your Bailywick to the value of two hundred and Ninety pounds twelve Shillings and Ten pence Sterl. and Ten thousand pounds of Tobacco and when you have the same so attached or any part thereof the same in your Custody safe keep so that you have the same before the Justices of our Prov: Court to be held at Annapolis the second Tuesday of Sept: next then & there to be Condemned according to Act of Assembly to and for the use of a certain James Govane Gent adm: with the will Annexed of all and Singular the goods & Chattels rights and Credits which were of Thomas Homewood late of Anne County Merchant deceased left unadministered by Mary his wife the widow &c of the last will and Testament of the said Thomas Homewood Unless he the said David Dennis by him self or his Attorney shall Appear and Answer unto the said James Govane adm: as aft. in a plea of Trespass upon the Case according to Law and that by good and Lawfull men of your Bailywick you make known unto the person or persons in whose hands you make the same Attachment that he she or they be and Appear before the Justices of our said Court to be held as aft. to show Cause if any he she or they have why the same goods Chattels Rights or Credits so attached in his her or their hands shall not be Condemned and Execution thereof had and made According to the form of the Act of Assembly in such Cases made and provided if to him her or them it shall seem meet and how you shall Execute this writ that you make known to our said Justices at the day and place aft. and have you then there this writ witness Pam: Young Esq: Chief Justice of our said Court the 21st day of April in the Seventh year of our Dom: Annoq: Dom: 1722

(D Dulany) Jacob Henson

At which said Second Tuesday of Sept: to wit the Seventh day of the same Month Anno Dom: 1722 being the day of the return of the said writ Comes the said James Govane Adm: as aft. by Dan: Dulany his Attorney and the Shff: of Talbot County to whom the aforegoing writ was directed likewise Comes and makes return thereof to the Court here Indorsed in these words viz. — I hereby Certify to the Justices within Mentioned that on the Several days and times in a Schedule hereunto annexed Mentioned by (viz. the)