he hath it and the same day is given to the said Dan: Dulany Esq: his Lordships Attorney Gen: who ats

At which said next Court to wit the 11th Day of September Anno Dom: 1722 Comes again as well the said Dan: Dulany Esq: his Lordships Attorney Gen: who as the said Wm Dawkins adm: as aft: by his Attorney aft: and the said William Dawkins adm: as aft: 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 said Dan: Dulany Esq: his Lordships Attorney Gen: who also

At which said next Court to wit the 9th Day of April Anno Dom: 1723 Comes again as well the said Dan: Dulany Esq: his Lordships Attorney Gen: who as the said Wm Dawkins adm: as aft: by his Attorney aft: and the said Wm Dawkins adm: as aft: 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 said Daniel Dulany Esq: his Lordships Attorney Generale who also

At which said next Court to wit the 10th Day of September Anno Dom: 1723 Comes again as well the said Dan: Dulany Esq: his Lordships Attorney Generale who as the said Wm Dawkins adm: as aft: by his Attorney aft: and the said Wm Dawkins adm: as aft: 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 said Dan: Dulany Esq: Attorney Generale who also

At which said next Court to wit the 19th Day of May Anno Dom: 1724 Comes again as well the said Daniel Dulany Esq: his Lordships Attorney Generale who as the said William Dawkins adm: as aft: by his Attorney aft: and the said William Dawkins adm: as aft: by his said Attorney as before Defended &c and Injury when &c and prays a hearing of the writ of the aforesaid Lord the King & Copias &c: him the said William proceeded in the plea aft: and alsoe of the Endorsment of the same writ and they are read unto him in the Sc words following viz: Charles Absolute Lord & Proprty of the province of Maryland and Avalon Lord Baron of Baltimore &c to the Sheriff of Calvert County Greeting We Command you that you take William Dawkins Son: late of Calvert County Planter &c of the Goods & Chattles rights and Credits which were of William Gilley late of the Same County Planter be found in your Bailywick and him Safe Keep so that you have his Body before the Justices of our provincial Court to be holden at Annapolis the Second Tuesday of September next to Answer unto our Lord the King that now is of a plea that he render unto our said Lord the King three hundred pounds Sterling money which to the said Lord the King he Owes and unjustly Detaineth & here at Saint Maries aforesaid he hath not at your perill and have you then there this writ Witness Samuel Young Esq: Chief Justice of our said Court the fourth Day of November in the Sixth year of our Dom: & Anno: Dom: Seventeen hundred and twenty One - (D Dulany) Teste Dr Dalton Clk

which said writ was Endorst in these following words viz: Memd: the within Defend: is Sued at the request of Wm Whittington Esq: his Ex: on Dan: Jen: Thomas Jenifers aduncon bond on the Estate of Thomas Johnson deced past in 1715 which writ and Endorsment being read and heard the said William Dawkins prays Judgment of the writ and Declaration aft: because he saith that by Virtue of an Act of Assembly of this province made at a Session of Assembly held at the City of Annapolis in this province the twenty Sixth day of April Anno Dom: Seventeen hund: and fifteen Intituled an Act for Rectifying the Ill practices of Attorneys of this province and ascertaining what Fees to the Attorney Generall Clerk of the Indictments Attorneys & practitioners

of the Law in the Courts of this province and for Levying the Same by way of Execution Among Other things it was Enacted by the Authority of the said Assembly that when any writ is Issued forth upon any Bond taken in any of his Majestys Offices in this province it should be Endorst at whose request it was Sued and for want of such Endorsment the writ should abate and the party Grieved should recover his Cost against the Attorney that Sued forth the said writ as by the said Act Amongst Other things Plainly Appeares which said Act is Still in full force and Virtue And the said William Dawkins in fact Saith that the writing Obligatory aft: whereon the said Dan: Dulany for the said Lord the King hath as above declared is a bond which was taken in one of his Majestys Offices within this province to wit in his Majestys Prerogative Office of the same province at Anne Arundel County and also that Dan: Dulany Esq: is the Attorney that Sued forth the aft: writ on the bond aft: to wit at the County aft: and this he is ready to Verify wherefore for as much as the aft: writ is Endorsed as Sued at the request of Wm Whittington Esq: this he &c without naming them or Shewing who were the Executors of said Whittington the said Wm Dawkins prays Judgment and that the writ and Declaration aft: may be Quashed &c

And the aft: Attorney General Saith that by any thing by the aft: William above by pleading alledged the writ of the same Lord Proprty to be Quashed in manner & form aft: above pleaded and the matter in the same contained are Insufficient in the Law the writ of the aft: Lord Proprty thereof against the said William to Quash to which he the same Attorney Gen: hath no need nor by the Law of the Land is held in any sort to Answer and this he is ready to Verify wherefore for want of a Sufficient Answer in this part the said Attorney Gen: prays Judgment and the Debt aforesaid to gether with his Damages Occasioned by the Detention of that Debt unto the said Lord Proprty to be Adjudged &c

And the aforesaid William Dawkins adm: as aft: for that he hath above in pleading alledged Sufficient matter in Law to Quash the writ and Declaration of the said Lord the King ag: him the said Wm Dawkins which he is ready to Verify which matter the said Dan: Dulany Esq: Attorney Generall who &c hath not Gainsayed nor Therein in any sort Answered but the same to admit for true hath altogether refused as before prays Judgment and that the writ and Declaration aft: may be Quashed &c

Whereupon all and Singular the premises being by the Court here soon heard fully Understood & Matured Deliberation thereupon had for that it seems to the Court here that the plea of the aft: Wm Dawkins adm: as aft: in abatement pleaded and the matter in the same contained are Insufficient in Law the writ and Declaration of the aforesaid Lord the King against him the said William Dawkins to Quash

Therefore it is Considered by the Justices here the 19th day of May Anno Dom: 1724 aft: that the said Lord the King take nothing by his writ and Declaration aft: but that the same be Quashed and that the William Dawkins adm: of the said Thomas Gilley who was &c of Wm Gilley go thereof without day &c

And alsoe it is considered by the said Justices the same day and year that the said William Dawkins recover against Daniel Dulany Esq: the Attorney that Sued forth the aft: writ on the bond aforesaid the Sum of

739 pounds of Tobacco by the Court here Adjudged unto him the said William Dawkins for his Costs and Charges by him about his Defence in this behalf Said out and Expended According to the Form of the Act of Assembly in that Case made and provided