have his Body before the Justices of his Lordships Provincial Court to be held at Annapolis the third Tuesday of October next to answer unto Henry Markett of a Plea of Trespass upon the Case And that thereof he should not fail &c

All which said third Tuesday of October to wit the 15th Day of the same Month Anno Dom 1728 being the Day of the Return of the aforegoing Writ Comes the said Henry Markett by Wm Cumming his Attorney And the Sheriff of Ann Arundell County to whom the same Writ was directed likewise Comes & makes return thereof to the Court here thus Indorsed (Viz't) Copi

Samel Howard Shff

The said Sheriff alleg Solemnly called brings not into Court the Body of the Deft according to his return —

Afterwards in the same Court or Com to wit the 15th Day of Oct in the year af the said Samel Muir by Wm Berkingham his Attorney appears & thereupon the said Samel Muir at the Prayer of the Pltff is adjudged to give Special Bayle to the Action af. Thereupon Samel Howard of Ann Arundell County Gent Comes into Court & undertakes for the said Henry Muir that in Case the said Henry Markett shall recover Judgment in the Plea af against the said Samel Muir or that he the said Samel Muir shall be therein Convict that then he the said Samel Muir shall pay the Condemnation of the Court therupon or deliver himself to the Custody of the Sheriff of Ann Arundell County in Satisfaction thereof or that he the said Samel Howard will do it for him —

And thereupon the said Samel Muir by his said Attorney Comes & Defends the force & Injury when &c And the said William Berkingham Attorney for the said Samel Muir saith that he is not informed by the said Samel Muir his Cliant of any thing to plead in Barr or Avoydance of the Action af & further therein saith nothing whereby the said Pltff remains against the said Deft wholly undefended —

Therefore it is Considered by the Justices here the 15th Day of October Anno Dom 1728 af that the said Henry Markett recover against the said Samel Muir as well the Sum of Thirty One Pounds Current Money his Damages af as also the Sum of

660 Pounds of Tobacco by the Court here adjudged unto him for his Costs & Charges by him about his Suit in this behalf laid out & expended And the said Samel in Mercy &c

Ex Sunder Erickson — — — — — Pltff. The Pltff sued out his Lordships Writ of Attachment against Samel Bayly & Wm Hawes in Comp. the Tenor whereof follows in these Words Viz't —

Maryland ss

Charles Absolute Lord & Propriator of the Province of Maryland & Avalon Lord Baron of Baltimore &c To the Sheriff of Prince George County Greeting We Command you that you attach any the Goods Chattells Rights or Credits of Samel Bayly & Wm Hawes in Comp. late of London Merchants if they shall be found in your Bailywick to the Value of four hundred & three Pounds Eleven Shillings & three pence half penny Sterl & thirty thousand Pounds of Tobacco & when you have the same so attached or any part the same in your Custody safe so that you have the same before the Justices of our Provincial Court to be held at Annapolis the third Tuesday of October next then & there to be Condemned according to Act of Assembly to & for the use of a Certain Sunder Erickson Unless they the said Samel Bayly & Wm Hawes by themselves or their Attorney shall appear & answer unto the said Sunder Erickson in a Plea of Trespass upon the Case according to Law & that by Good & Lawfull Men of your Bailywick

(you)

you make known unto the Person or Persons in whose hands you make the same Attachment that he she or they be & appear before the Justices of our Provincial Court to be held as af to shew Cause if any he she or they have why the same Goods Chattells rights or Credits so attached in his her or their hands ought not to be Condemned & Execution thereof had & made according to the Directions of the Act of Assembly in that Case made and Provided if to him her or them it shall meet & how you shall Execute this Writ that you make known to our said Justices at the Day & place af & have you then there this Writ Witness Wm Lock Esq one of our Justices of our said Court the thirtyeth Day of May in the fourteenth year of our Dom &c Anno q; Dom 1728

Ex Samel Howard Shff

Gs 6th June 1728 (Personal)

Duplicate

All which said third Tuesday of October to wit the 15th Day of the same Month Anno Dom 1728 being the Day of the return of the aforegoing Writ — Comes the said Sunder Erickson in his proper Person And the Sheriff of Prince George County to whom the said Writ was directed likewise Comes & makes return thereof to the Court here in these Words following (Viz't)

Prince George County ss

August the 21st 1728 I Certifie to the Justices of his Lordships Provincial Court of Maryland that I have by Virtue of his Lordship the Right Honble the Lord Proprietary his Writ of Attachment to me directed which is hereunto annexed attached of the Rights & Credits of Samel Bayly & Wm Hawes in the said Writ of Attachment mentioned in the Hands of the severall Persons following (Viz't) In the hands of Jonathan Lovell Sixteen hundred Ninety & Eight Pounds of Tobacco, Catherine Leather Eighteen hundred Sixty one Pounds of Tobacco Robert Cooke two thousand One hundred & forty Eight Pounds of Tobacco Robert Chester five hundred Seventy two Pounds of Tobacco, Edward Cole three hundred fifty Eight Pounds of Tobacco, Alexander Marquis three hundred Sixty Eight Pounds of Tobacco, William Leather Senr five hundred Seventy two Pounds of Tobacco, John Scott five thousand five hundred ninety five Pounds of Tobacco, John Middleton Six hundred twenty Pounds of Tobacco, Thomas Lawson twelve hundred & Six Pounds of Tobacco, John Lawson three hundred twenty Six Pounds of Tobacco, Samuel Taylor three thousand Pounds of Tobacco, Richard Cropall thirteen hundred & two Pounds of Tobacco, John Wright three thousand Seventy Eight Pounds of Tobacco, Darby Ryan thirteen hundred & fifty Pounds of Tobacco, Edward Truman Six hundred forty four Pounds of Tobacco, Aaron Orme Seven hundred & five Pounds of Tobacco, Edward Willett two thousand Seven hundred fifty four Pounds of Tobacco, Thomas Queram One thousand & four Pounds of Tobacco, for the use of Sunder Erickson in the said Writ of Attachment mentioned & I have made known unto the severall Persons af to be & appear at this Day & place in the af Writ of Attachment mentioned which is hereunto annexed to shew Cause if any why the Sums of Tobacco so attached in their hands as af should not be Condemned according to Law to & for the use of the af Sunder Erickson before Thomas Wilson Richard Pearce & George Chagott Good & Lawfull Men of my Bailywick as by the af Writ of Attachment I am Commanded

So answers Robt Tyler Shff —

Prince George County ss Octo 14th 1728

I Certify to the Worlle Justices of his Lordships Provl Court that the Writ of Attachment hereunto annexed returned as aboveesaid was Delivered to me by my Predecessor Robert Tyler Gent at the time of his Discharge from his late Office & further I Certify that by Virtue of the said Writ Delivered to me as af I have attached of the Rights and Credits of Samel Bayley & William Hawes in the af Writ of Attachment mentioned in the hands of the severall Persons following to wit in the hands of Samel Burgess three hundred & Sixty Pounds of Tobacco, Edward Dawson Junr five thousand One hundred & thirty Seven Pounds of

(Tobacco)