may be Inquired of by the Country and the Deft also —

Whereupon for trying the Issue aforesaid Commaind is given to the Sheriff of Dorchester County that he Cause to Come before the Justices of the Provincial Court at Annapolis the third Tuesday of October next. a before the Justices appointed to take the assizes in his County if they shall before that Time to wit on Monday the thirteenth Day of September next to the County Court House in the said County Come twelve &c 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 Respite here untill the third Tuesday in October next Unless the Justices of his Lordship the Lord Proprty to take the assizes In the said County assigned on Monday the thirteenth Day of September next to the County Court House in the said County Should Come.

And now here at this Day to wit the said third Tuesday & Nineteenth Day of the same Month Comes again Before the Justices of his Lordships Provincial Court here as well the said Henry Tripp by his Attorney aforesaid As the said John Brown Gard of the said William Gunn By his Attorney aft But the Sheriff hath not Sent his Writ.

Thereupon Commaind is again given to the Sheriff of Dorchester 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 before that Time to wit on Monday the Eleventh Day of April next to the County Court House in the said County Come twelve &c to recognize in form aft.

Afterwards the Process Continued between the Parties aft on the Plea aft by the Jury being put thereon in Respite here untill the third Tuesday of May next unless the Justices of his Lordship the Lord proprty to take the assizes in the said County assigned on Monday the Eleventh Day of April next to the County Court House in the said County should Come. And now here at this Day to wit the said third Tuesday in May being the 18th Day of the same Month Comes before the Justices of his Lordships Provincial Court here as well the said Henry Tripp by his Atty aft as the said John Brown Junr Gard. of the said Wm Gun by his Attorney aft But the Sheriff hath not Sent his Writ Yet Notwithstanding the aft John Brown Gard of the said Wm Gun by his Atty aft Relinquishing the Commt above by him Pretended Saith that he Cannot Gainsay But that he hath in his Hands of the Rights & Credits of the aft Wm Gun to the Sume of Seven Thousand five Hundred Pounds of Tobacco ~~[illegible]~~ Parte of the Sum so as aft attached in his Hands & Besides the Sum of Money & Tobacco Goods & Chattels above Specified & Confessed in the Plea aft nor Can he Gainsay But that the said Henry Tripp Condemnation of the said Severall Sums of Money & Tobacco Goods & Chattels aft to have right according to Act of Assembly.

Therefore it is Considered by the Justices here the aft 17th Day of May anno Domi 1737 that the aft Severall Sums

Of Money and Tobacco & Goods & Chattels so as aft Confessed by the said John Brown Gard as aft as of the Goods & Chattels Rights & Credits of the said Wm Gunn be Condemned to the Use of the said Henry Tripp towards Satisfying to the said Henry Tripp his Debt aft and his severall Costs in the Writ of attachment aft mentioned and that the aforesaid Henry Tripp have thereof his Executions against the said John Brown according to Act of Assembly &c.

DDH John Davidson — } Maryland ss.
vs. — Zephaniah Wade } Ann Arundell County ss. — Be it Remembered

That heretofore to wit the 8th Day of July Anno Domi 1735 Zephaniah Wade of Prince Georges County Planter was attached to answer unto John Davidson of a Plea wherefore with force & arms viz. Clubs Staves & fists at Prince georges County an Assault Did make and him Did Beat Wound & Willy Treat so that of his Life it was despaired & other Harms to him Did to the great Damage of the said John & against the Peace &c —

And — Whereupon the same John by Daniel Dulany his Attorney Complains that the said Zephaniah the tenth Day of October in the year of our Lord Seventeen Hundred & thirty four in Prince Georges County with force and arms viz. Clubs Staves Knives & fists an Assault on him the said John did make and him did Beat Wound & Willy Treat so that of his Life it was despaired and other Harms to him Did to the great Damage of the said John and against the Peace Whereby the Same John Saith he is the Worse & hath Damage to the Value of five Hundred Pounds Curr. money of Maryland & therefore he Brings this Suit Pledges &c. John Doe Richd Roe

And the said Zephaniah Wade by Richard Francis his attorney Comes & Defends the force & Injury when &c And prays Leave to Imparle hereunto untill next Court and he hath it &c the same Day is given to the Plft also.

At Which said next Court, to wit the 21st Day of October Anno Domi 1735 Comes again the said Parties Plft and Defendt by their attys aft & the said Defendant by his said Attorney Prays further Leave to Imparle hereunto untill next Court and he hath it and the same Day is given to the Plft also.

At Which said next Court to wit the 18th Day of May anno Domini 1736 Comes again as well the said John Davidson by his Attorney aft as the said Zephaniah Wade by his Atty aft and the said Zephaniah Wade by his said Attorney as before Defends the force and Injury when &c And as to the Coming with force and arms he Saith that he is in no Wise guilty thereof & of this he puts himself upon the Country And the Plft also &c. And as to the assaulting Beating & Wounding & Willy treating aft to have been Done Supposed the same Zephaniah Saith that the aft John his action aforesaid for the same against him to have ought not Because He saith that the aft John the Day and year aft in the Declaration aft above Specified upon the same Zephaniah at Prince Georges County aft an assault did make and him the same Zephaniah would have Beaten Wounded

(S)