of the said William Parks towards Satisfying unto the said William Ghislin as well his Damages in the Writ of Attachment aff. specified as his Costs & Charges Accruing by Occasion of the premises aff. And that he have thereof Execution Against him the said William Harris According to Act of Assembly &c.

Mond. the Court Values the Tobacco expended about this Cause to 55/ p hundred

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WE William Thomas & Eliz. Holland Exs. of William Holland ..... & Jonathan Searth ..... } Command was Given to the Shrff of Ann Arundell Coty that he should Take Jonathan Searth late of London Merchant if he should be found in his Bailywick & him should Safe Keep so that he might have his Body before the Justices of our Provincial Court to be held at Annapolis the third Tuesday of May then Next to Answer unto William, Holland Thomas Holland and Elizabeth Holland Executors of the Last Will & Testament of William Holland Esquire dec.d A Plea that they he render unto them Sixty Six pounds fifteen Shillings & Nine pence Sterling two hundred & Seventy one pounds of Tobacco which from them he unjustly Detains &c. And that thereof the said Shrff should not fail &c. And the said William Thomas & Eliz. Holland Exs. as aff. by William Cumming their Att. files the following Short note (viz.) The true Cause of Action is the Plaintiffs Executors as aff. in Marlb. Ann Arundell County Court Anno Domini Seventeen hundred thirty one recovered Judgment in the County Court aff. against the Defendant for the aff. Sum of Sixty six pounds fifteen Shillings nine pence Sterling Damages & the aff. two hundred & Seventy one pounds of Tobacco Cost of Suit, which all the time request the Defendant hath Delayed to Pay

Will.m Cumming

May the 19th 1738 Then came William & Thomas Holland two of the Exs. & the Acting Ex. of Will.m Holland dec.d Before me the Subscriber one of this Lordships Justices of the Provincial Court & made Oath on the Holy Evangelists of Almighty God that they as Executors aff. Judgment against Jonathan Searth in Ann Arundell County Court for the Sum of Sixty Six pounds fifteen Shillings nine pence Sterling & Just Debt they concieve Due to the Deceased besides Costs of Suit And that they have recd no Part thereof nor know of Any Credit Due to the said Searth for the Same

Sworn before me the Day & year aff. Kinglist

A Copy of which Short note was made & Sent w.th the Writ in the Plea aff.

At which said third Tuesday of May to wit the 16th Day of the Same Month Anno Domini 1738 being the Day of the return of the foregoing Writ comes the said Will.m Thos. & Eliz. Holland Exs. aff. by their Att. aff. & the Shrff of Ann Arundell County to whom the foregoing Writ was Directed likewise comes & makes return thereof to the Court here thus Endorsed (viz.) N E I Short note left at Doctr. Rich. Hill & Zach. Maccubbin Shrff

Whereupon the said Will.m Thomas & Eliz. Holland Exs. as aff. by their Att. aff. Pray that for as much as they have Complyed w.th the Law in Order to an Attachment they may have Judgment against the said Jonathan Searth for their Debt aff. & that Damages Sustained by the detention of that Debt by way of Attachment According to Act of Assembly &c.

Thereupon for that it Seems to the Court here that the said Will.m Thos. & Eliz. Holland Exs. as aff. have Complyed with the Law as alledged & they having (made)

Made Sufficient Proof of their Debt to the Court here.

Therefore it is Considered by the Justices here the 16th Day of May Anno Dom. 1738 aff. that the said Will.m Thomas & Eliz. Holland recover against the said Jonathan Searth as well the Sum of Sixty Six pounds fifteen Shillings & Nine pence Sterling & two hundred & Seventy one pounds of Tobacco their Debt aff. as also the Sum of Pounds of Tobacco by the Court here & their aforesd Adjudged unto them for their Costs & Damages sustained by Occasion of that Debt by way of Attachment Against the Goods Chattles Rights & Credits of the said Jonathan Searth According to the Directions of the Act of Assembly in Such Case made & Provided.

Joshua George & Francis Holland } Command was Given to the Shrff of Baltimore that he should Take Francis Holland of Baltimore County Gentleman if he should be found in his Bailywick & him should Safe Keep so that he might have his Body before the Justices of our Provincial Court to be held at Annapolis the third Tuesday of May then Next to Answer unto Joshua George of A Plea of Trespass upon the Case & that thereof the said Shrff should not fail &c. Thereupon the said Joshua George by Dan.l Dulany his Att. Declared Against the said Francis Holland in the Plea aff. as follows Viz.t — Maryland ss. Francis Holland of Baltimore County Gentleman lers attached to Answer unto Joshua George of A Plea of Trespass upon the Case

And Whereupon the Sayd Joshua by Dan. Dulany his Att. Complains that whereas the said Francis & the said Joshua the 9th Day of May in the Year of our Lord Seventeen hundred & twenty five in Baltimore County Accounted together & concerning Divers quantities of Tobacco by the said Francis to the said Joshua Due & Owing upon which Account the said Francis was found in Arrear towards the said Joshua in thirty Eight thousand Six hund. & Ninety nine pounds of Tobacco & being so found in Arrear the said Francis in Consideration thereof upon himself the Day & year aff. in the County aff. Assumed & to the said Joshua then & there faithfully Promised that he the said Francis the said thirty Eight thousand Six hundred & Ninety nine pounds of Tobacco to the said Joshua when thereunto required would well & truly Content & Pay And altho' the said Francis Paid unto the said Joshua ten thousand Six hundred & Sixty Seven pounds of Tobacco parcell of the said thirty Eight thousand Six hundred & Ninety nine pounds of Tobacco yet as to twenty Eight thousand & thirty two pounds of Tobacco residue thereof the said Francis his Promised & Assumption aff. not regarding but minding & fraudulently Intending him the said Joshua in this part Craftily & Subtilly to Deceive & Defraud the said Francis the said Twenty Eight thousand & thirty two pounds of Tobacco residue as aff. or any Part thereof to the said Joshua hath not Pay or any way Contented altho' so to do the said Francis by the said Joshua the tenth Day of October in the year aff. & often afterwards in the County aff. was requested but the Same to him to Pay hath refused & still doth refuse wherefore by the Same Joshua Saith that he is the Worse & hath Damage to the value of Sixty five thousand pounds of Tobacco And therefore he brings Suit

Pledges &c. Doe & Roe

A Copy of which Declaration was made & sent with the Writ in the Plea aff.

At which said third Tuesday of May to wit the 16th Day of the same Month Anno Dom. 1738 being the Day of the return of the foregoing Writ comes the said Joshua George by (Dan.)