Said Attorney Genl. on behalf of the said Lord Prop.ry in manner & form af.d above by Replication pleaded & the matter therein contained are not sufficient in Law the Action af.d against her the said Eliz.a to have & Maintain & that she to the plea af.d in manner and forme af.d pleaded hath no need nor by the Law of this Land in any wise is held to answer & this she is ready to verify wherefore for want of sufficient Replication in this part She the said Eliz.a as before prays Judgment & that the said Lord Prop.ry from his Action af.d against her to have be precluded &c.

And the af.d Att.y Gen.l for that he hath above in his Replication alledged sufficient matter in Law to have & maintain the Action af.d for the Lord Prop.ry against her the said Eliz.a Holland which he is ready to verify & which matter the af.d Eliz.a hath not Gainsaid nor thereunto in any wise answered but the same to Demur for true hath altogether refused Therefore he be fore the said Attorney Gen.l prays Judgment for the debt af.d together with the Damages occasioned by the Detention of that Debt to the said Lord Prop.ry to be adjudged &c.

Whereupon all & Singular the premises by the Court here being been heard fully understood & Mature Deliberation thereupon had for that it seems to the Court here that the plea of the af.d Attorney Gen.l above in Replying pleaded and the matter therein contained are not sufficient in Law for the af.d Att.y Gen.l the Action af.d against her the said Eliz.a to have & Maintain.

Therefore it is Considered by the Justices here the 18th Day of May Anno Domini 1738 af.d that the said Lord Prop.ry take nothing by his Writ af.d And that the said Eliz.a Holland go thence further without Day &c. And also it is Considered that the said Eliz.a Holland recover against the said William Hunt the personal whose request this Action was brought the Sum of

1211 Pounds of Tobacco by the Court hereunto here on her apoint adjudged for her Costs & Charges by her about her said Defence in this behalf laid out & expended &c.

Wherefore the said Dan.l Dulany his Lordships Att.y Gen.l Who for his said Lordship in this behalf Prosecuteth prays an Appeal from the Judgment af.d so as af.d rendered to the High Court of Appeals which is accordingly Granted And it is ordered by the Court here that the Record & Proceedings in the Premises af.d be transmitted to the Court of Appeals Accordingly.

Memorandum Cold. Hooper with drew from the Bench on the Argument of this Cause

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Mr Samuel Young ..... af.d
vs
Dd James Williamson.

Be it remembered that heretofore to wit the 21st Day of May anno Domini 1734 James Williamson by Dan.l Dulany his Attorney Sued out his Lordships Writ of Ceteriorari the Tenour whereof follows in these words (viz.t)

Charles Absolute Lord & Prop.ry of the Provinces of Maryland & Avalon Lord Baron of Baltimore &c. To the Justices & Clerk of Calvert County Greeting. Whereas a certain Samuel Young has Commenced his Certain

(Action)

Action of Replevin against one James Williamson Clerk in your said County Court which said Action still Depends before you our said Justices as it is said undetermined we being willing for divers Causes that the Action af.d undetermined as af.d be heard & Determined before the Justices of our Provincial Court We therefore Command you that the Records & Proceedings in the Action af.d & all things thereunto relating under your hands & Seals distinctly & openly you send & certify to our Justices of our Prov.l Court to be held at Annapolis the third Tuesday of May Next that our said Justices & our Prov.l Court may further proceed therein as to Justice appertains &c. Witness fail not at your Peril & have you then there this Writ Witness Levin Gale Esq.r Chief Justice of our Prov.l Court the 20th Day of Oct.r in the 19th Year of our Dom.n & Anno Dom 1733.

Allowed
Robert Gordon (A Dulany) Wm Ghiselin Clk

And now here at this Day to wit the third Tuesday of May being the 21st Day of the same Month Anno Dom 1734 the Justices of Calvert County Court in Compliance with the Writ af.d send the Record & Process in the plea af.d before them had to the Justices of the Prov.l Court here in the Words following (viz.t)

Calvert County ss:

In the Records & Proceedings of Calvert County Court Amongst other things therein contained is as follows viz.t

At a County Court of the Right Honourable Charles Absolute Lord & Prop.ry of the Provinces of Maryland & Avalon Lord Baron of Baltimore &c. Held at Prince Frederick Town in & for the said County the third Tuesday & twentieth Day of March in the 19th Year of his said Lordships Dominion & Anno Dom 1732.

Before the Worship.s
Richard Lane
Joseph Hall
John Browne Jun.r
John Parran
James Duke
} Gent Justices
By his said Lordships Commission of the Peace in & for the said County
Lachelly assigned
Gabriel Parker Gent Sheriff
Rich: Young Clk

W. Plf. Pl. Samuel Young
vs
D. Def. James Williamson

Memorand.m the Plf.t sued out his Lordships Writ of Replevin returnable this Court the Tenor whereof & follows in these words.

Maryland ss: Charles Absolute Lord & Prop.ry of the Provinces of Maryland & Avalon Lord Baron of Baltimore &c. To the Shff. of Calvert County Greeting Whereas Samuel Young of Calvert County Gent. Come into our High Court of Chancery & found sufficient Surties as well his Clamour to prosecute as for a Negro Man called Andrew the proper Negro which was the of Samuel Young as which James Williamson of Calvert County Clerk hath taken & unjustly detains as it is said against Surties & Pledges to be returned if the return thereof shall be adjudged We therefore Command you that the said Negro Andrew to the said Samuel Young as af.d to be replevied & Delivered you Cause & that you put by Surties & Safe Pledges the said James Williamson

(that)