hurt & damnified amongst his Neighbours & other good & faithfull People, but also in his Lawfull business to negotiate with divers honest Persons with whom the same Day Scott before that time was used to buy sell & lawfully bargain, to the damage of him the said Day Scott five hundred pounds Current Money of Maryland & thereof he brings Suit &c. Pledges &c John Doe & Roe

And the said Thomas Flotcher by Joshua George his Att.y p.f. Comes & Defends the force & Injury when &c. And prays leave to Imparle hereunto until next Court & he hath it & the same Day is given to the said Day Scott also.

At which said next Court, to wit, the 2d. Day of October Anno Dom.i 1740 Comes again as well the said Day Scott by his Att.y p.f. as the said Thomas Flotcher by his Att.y p.f. And thereupon at the prayer of the Plff. the said Thomas Flotcher is adjudged to give Special bail to the Action a.f. Thereupon John Hands of Somerset County Gent. comes into Court & undertakes for the said Thomas Flotcher, that in case the said Day Scott shall recover Judgment in the s.d plea a.f. against the said Thomas Flotcher or that he the said Thomas Flotcher shall be therein legally convict that then he the said Thomas Flotcher shall pay the Condemnation of the Court thereupon or render his Body to the Custody of the Sheriff of Somerset County a.f. in satisfaction thereof. Or that the said John Hands will do the same for him, And thereupon the said Thomas Flotcher by his said Att.y prays further leave to Imparle hereunto until next Court & he hath it & the same Day is given to the Plff. also.

At which said next Court, to wit, the 4th Day of April Anno Dom.i 1741 Comes again the said parties Plff. & Defr. by their Att.ys a.f. & the said Defr. by his said Att.y prays further leave to Imparle hereunto until next Court & he hath it & the same Day is given to the Plff. also.

At which said next Court to wit. the 13th Day of October Anno Dom.i 1741 Comes again the said parties Plff. & Defr. by their Att.ys a.f. & the said Defr. by his said Att.y prays further leave to Imparle hereunto until next Court & he hath it & the same Day is given to the Plff. also.

At which said next Court, to wit. the 13th Day of April Anno Dom.i 1742 Comes again as well the said Day Scott by his Att.y p.f. as the said Thomas Flotcher by his Att.y p.f. & the said Thomas Flotcher by his said Att.y as before defends the force & Injury when &c. And saith that the s.d Day Scott his Action a.f. against him to have or maintain ought not ought by protestation saith that the Declaration a.f. & the matter therein contained is altogether insufficient in Law for him the said Thomas to make answer unto in this, to wit, that it appears by the said Declaration that the Words spoke by him the said Thomas were spoke in his own defence in a cause then depending & not for plea the said Thomas saith that prior & long before the speaking of said Words in the Declaration mentioned to wit at a Court of Vice Admiralty held at the City of Annapolis in the Province of Maryland on the twelfth Day of February in the Year of our Lord Christ seven teen hundred & thirty four before the Honourable Daniel Dulany Esq.r then and Continually since Judge of said Court a certain Suit or prosecution was Commenced in said Court by a certain Edward Chambers Esq.r then & Continually since Collector of his Majestys Customs in the District of Pocomoke & the Members thereof within this Province of Maryland who as well for our Sovereign Lord the King

(That)

That then was & his Excellency Samuel Ogle Esq.r then & yet Governour of the said Province as for himself then Prosecuted And then & there came before the said Daniel Dulany Esq.r Judge of said Court of Vice Admiralty of this Province a.f. Lawfully constituted & Appointed & then & there did give the said Court to understand & be informed that he the said Edward Chambers on the Sixteenth Day of February in the Year of our Lord Christ seventeen hundred & thirty four at Wicomoko River in the District & County of Somerset did Seize And to the use of the said Lord the King the said Samuel Ogle & himself the said Edward Chambers as forfeited Arrested a certain Ship or Vessell called the Success with all her Tackle Apparell & furniture the Goods & Chattles of persons unknown And also at the same time & place a.f. & to the uses a.f. Seized & Arrested as forfeited three Hhd.s of Tobacco containing One thousand Nine hundred pounds weight One thousand Hogshead Staves Two thousand Bushells of Indian Corn Sixty Barrells of Pork twenty seven barrells of Flower three Hogsheads of Beans then & there within the said Ship or Vessell being for that one Hogshead of the said Tobacco containing seven hundred pound weight was at the place a.f. on the twenty ninth day of January in the Year a.f. Shipt & taken on Board the said Ship or Vessell before that any Certificate of a Bond given to the Officers of the Custom House of some Port in Great Britain that the said Ship or Vessell should carry any Tobacco which She the said Ship or Vessell should Load or take on Board to some part of Great Britain was first produced or before any Bond was given to the said Sam.l Ogle (he the said Samuel Ogle being on the said twenty Ninth Day of January & along time before Governor of the said Province) that the said Ship or Vessell should carry any Tobacco which She the said Ship or Vessell should Load or take on Board to some other of his Majestys Plantations or to some part of Great Britain Contrary to the Acts of Parliament in such case made & provided wherefore the said Edward Chambers as well for the said Lord the King & the said Sam.l Ogle as for himself then prayed the Advice of the Court in the Premisses And that the said Ship or Vessell with all her Tackle Apparrell & furniture & all the said Tobacco & other the Goods & Merchandizes aforementioned the Lading of the said Ship for the Causes a.f. might remain forfeited & that he the said Edward Chambers might have the third part thereof According to the form of the Statutes a.f. Whereupon on the two fifth Day of February Anno Dom.i Seventeen hundred & thirty four a.f. at the City of Annapolis a.f. the said Edward Chambers Esq.r who &c. by Richard Francis his Proctor and then was Ordered by his Honour the Judge there that the Information a.f. should be read in Open Court which was accordingly done And thereupon came a certain James Donalson Gent by William Cumming his Proctor & claimed the Property of & then took defence for the said Ship & Cargo as mentioned in the said Information except Six hundred Bushells of Corn part of the Cargoe on board the said Ship being the Property of John Bullen of Annapolis Merchant And then & there it was Ruled by his Honour the Judge a.f. that the Respondant should file Plea to the Information a.f. by the twenty first Day of the same February or that in default thereof the Gond. Ffacie should be taken & that the Cause should be Tryed on the first Day of March then next &c. And afterwards the said Court Adjourned until Saturday the first Day of March then next at the City of Annapolis to be then & there held and Day was then given till that time to both Parties Informant & Respondant in the

(Proceedings)