the Rights and Credits of the said Benjamin Binney towards Satisfying unto the said Daniel Dulany as well his Damages in the Writ of Attachment afs.d mentioned as for his Costs and Charges Accruing by Occasion of the Premises afs.d

Thereupon a certain Stephen Bordley of Ann Arundel County Esq.r Present here in Court Undertakes for the said Daniel Dulany that in Case the said Benjamin Binney shall at any time within three Years and a Day appear and make all or any part of the said Daniel Dulanys his Claim against the said Benja. Binney appear to be Satisfied or otherwise to be undue before the Laying of this Attachment that then the said Daniel Dulany shall make Restitution of all or such part thereof as shall so be made appear to be undue &c.a or that the said Stephen Bordley will do it for him.

Therefore it is Considered by the Justices that the Sum of Eighteen Pounds Twelve Shillings and two Pence Curr.t Money so as afs.d Confessed in the Hands of the said Matthew Dickery the Sum of Two Pounds Ten Shillings Currency so as afs.d Confessed in the Hands of the said Edward Wright and the Sum of four Pounds Seven Shillings and one Penny Currency so as afs.d Confessed in the Hands of the said Benjamin Sutton be Condemned in their Hands as of the Rights and Credits of the said Benjamin Binney towards Satisfying unto the said Daniel Dulany as well his Damages in the Writ of Attachment afs.d mentioned as for his Costs and Charges accruing by Occasion of the Premises afs.d and that he have thereof his Execution according to Act of Assembly &c.a

Mem.d the Court Values the Current Money at 62½ ⅌ Cent

The Plaintiff acknowledges Satisfaction for the Money Condemned in Benjamin Suttons Hands

Mem.d the Plaintiff Acknowledges Satisfaction of the Money Condemned in Mathew Dickerys hands

Test R Burgess Clk

1/3 John Frasher } Mem.d The Plaintiff sued out his Lordships Writ of Scire facias
William Cromwell } the Tenor whereof follows in these words Viz.t

Maryland ss Charles Absolute Lord and Propry of the Provinces of Maryland and Avalon Lord Baron of Baltimore &c.a To the Sheriff of Ann Arundel County Greeting Whereas at a Provincial Court held at the City of Annapolis in the County of Ann Arundel for the Province afs.d on the third Tuesday of May being the Seventeenth Day of the same Month Anno Dom.i seventeen hundred and forty Eight before Benjamin Young Esq.r Chief Justice of our said Court and others his Associates then Justices of the same Court a certain John Frasher by Consideration of the same Court did then and there Recover against William Cromwell late of Ann Arundel County Gentleman otherwise called Wm. Cromwell of Ann Arund.ll County Gent.n as well the Sum of One Thousand Pounds Current Money a certain Debt as also the Sum of Nine Hundred and Ninety two Pounds and two fifth parts of a Pound of Tobacco whereby the same Court was then and there Adjudged unto the said Johnes well for his Damages Sustained by means of Detaining that Debt as for his Costs and Charges by him about his Suit in that behalf laid out and expended whereof he the said William Cromwell is Convict as by the Record and Process thereof in our said Court remaining manifestly appears And Whereas Execution of the said

(Judgment)

Judgment still remains to be done as by the Insinuation of the said John Frasher We have received and We being Willing that those things which in our said Court are Rightly Done and Then sated should be brought to a due Execution Command you that by good and Lawfull Men of your Bailywick you make known unto the said William Cromwell that he be and appear before the Justices of our Provincial Court to be held at Annapolis the third Tuesday of October next to shew cause if any thing for himself he hath or knoweth to say why the said John Frasher Execution of the Debt Damages & Cost afs.d according to the form of the Recovery afs.d against him to have ought not ought to him it shall seem meet and have you then there the Names of those before whom you make the same known unto him and this Writ Witness Benjamin Young Esq.r Chief Justice of our said Court the 27th day of May in the 35th Year of our Dominion &c.a Anno Dom.i 1749

Issued June 13th 1749 (Bordley) R Burgess Clk

At which said third Tuesday of October to wit the 17th day of the same Month Anno Dom.i 1749 being the day of the return of the aforegoing Writ comes the said John Frasher by Stephen Bordley his Attorney and the Sheriff of Ann Arundel County to whom the same Writ was directed likewise comes and makes return thereof to the Court here thus Endorsed Viz.t I hereby Certifie to the Honble the Justices within mentioned that by Virtue of the within Writ to me directed on the 12th day of October 1749 before John Ashman and Benjamin Wright two Good and Lawfull Men of my Bailywick I made known unto the within named William Cromwell that he should be and appear before the Justices within mentioned at the day & place within Contained to shew cause why the within named John Frasher should not have an Execution against him &c.a as by the within Writ I am Commanded

So Answers Jno. Gassaway Shff

Whereupon the said John Frasher by his Attorney afs.d Prays that the said William Cromwell to his Writ of Scire facias afs.d may appear and Answer But the said Wm. Cromwell altho' Solemnly called comes not but makes Default

Therefore it is Considered by the Justices here that the said John Frasher Recover against the said William Cromwell as well the Sum of One Thousand Pounds Current Money and Nine hundred and Ninety two Pounds and two fifth parts of a Pound of Tobacco his Debt Damages and Costs of Suit afs.d in the Writ of Scire facias mentioned as also the Sum of

495 2/5/2 Pounds of Tobacco by the Court here unto him on his Absent Adjudged for his Costs and Damages Sustained by Delay of the Execution of the Judgment afs.d &c.a

Test R Burgess Clk

1/3 James Dick } Mem.d The Plaintiff sued out his Lordships Writ of Attachment
William Dixon } the Tenor whereof follows in these words Viz.t Maryland ss Charles

(Absolute)