the said Defendant by his said attorney Prays further leave to Imparle hereunto until next Court and he hath it and the same day is given to the Plaintiffs also

At which said next Court to wit the 10th day of April Anno Dom 1753 comes again as well the said Christopher Lowndes and Company by their attorney aft. as the said Collin Mitchell by his attorney aft. and the said Collin Mitchell by his said attorney as before defends the force and Injury when &c and says that he did not assume upon himself in manner and form as the aft. Christopher Lowndes and Company above against him hath Declared and of this he puts himself upon the Country and the Plaintiffs also

Nevertheless the aft. Collin Mitchell by his attorney aft. Relinquishing the Averment above by him Pleaded says that he cannot deny the action aft. of the aft. Christopher Lowndes and Company so as aft against him brought nor but that he owes to the said Christopher Lowndes and Company the Sum of Sixty four Pounds two shillings and ten Pence half Penny Current Money so as the aft. Christopher Lowndes and Company above against him hath Declared

Therefore it is considered by the Justices here that the said Christopher Lowndes and Company Recover against the said Collin Mitchell as well the aft. Sum of Sixty four Pounds two shillings and ten Pence half Penny Current Money certain Damages as also the Sum of Pounds of Tobacco by the Court here into them on their afore-
600 ½ ℔s. adjudged as well for their Cost and Charges by them about their Suit in this behalf laid out and expended, and the said Defendant in mercy &c

Test. P Burdus Clk

Chas. John Graham
a
Dd. Samuel Hanson Gent.
of William Fogo & Co.

Mem.d The Plaintiff by Jeremiah Chase his attorney sued out his Lordships Writ of attachment the Tenor whereof follows in these words Viz.

Frederick, absolute Lord and Proprietary of the Province of Maryland and Jt. Avalon Lord Baron of Baltimore &c To the sheriff of Charles County Greeting We command you that you attach any of the Goods Chattles Rights or Credits (Lands)

Lands and Tenements of William Fogo and Company Merchants in Glasgow if they shall be found in your Bailiwick to the value of One hundred and Fifty nine Pounds three shillings and nine Pence Sterling and eight Thousand Pounds of Tobacco and when you have the same so attached or any part thereof the same in your Custody safe keep so that you have the same before the Justices of our Provincial Court to be held at Annapolis the Second Tuesday of September next then and there to be condemned according to Act of Assembly to and for the use of a certain John Graham unless they the said William Fogo and Company by themselves or their attorney shall Appear and Answer to the said John Graham of a plea of Trespass upon the Case according to Law and that by good and Lawfull men of your Bailiwick you make known unto the Person or Persons in whose hands you make the same attachment that he she or they be and appear before the Justices of our Provincial Court to be held as aft. to show cause if any he she or they have why the same Goods and Chattles Rights or Credits Lands and Tenements so attached in his her or their hands ought not to be condemned and Execution thereof had and made According to the Direction of an Act of Assembly in that case made and Provided if to him her or them it shall seem meet and how you shall Execute this Writ that you make known unto our said Justices at the day and Place aft. and have you then and there this Writ Witness Benj.n Young Esq.r Chief Justice of our said Court the 7th day of May in the second year of our Dominion &c Anno Q Dom 1752

P Burdus Clk

Issued the 25th day of May 1752 (J Chase)

At which said Second Tuesday of September to wit the 14th day of the same Month Anno Dom. 1752 being the day of the return of the aforegoing Writ comes the said John Graham by Jeremiah Chase his attorney and the Sheriff of Charles County to whom the same Writ was directed likewise comes and makes return thereof to the Court here thus Indorsed Viz

Charles County ss. I hereby Certify to the Honourable the Justices within mentioned that by virtue of the within Writ to me directed I attached on the first day of August 1752 in the hands of Mr. Samuel Hanson for the whole sums within mentioned as the Effects of the within mentioned William Fogo and Company and I have made known to the above Garnishee that he be and appear before the Honourable the Justices within mentioned at the time and Place within Prescribed to show cause why the same should not be condemned in his hands for the use of the within mentioned John Graham before Daniel M'Pherson and Thomas M'Pherson good and Lawfull men of my Bailiwick as herein I am commanded to Answer

John Hanson Shff Chs County