being part of a Tract of Land called "The Resurvey on long lookt for" taken up by a certain William Beale containing one hundred and ninety three acres of Land as aforesaid of the said Thomas Whitten so as aforesaid attached in the hands and possession of the said Alexander Beale be condemned towards satisfying unto him the said Stephen West the Debt, Damages, Cost and Charges aforesaid in the said Writ of attachment specified: and Thereupon execution is awarded by the court here to the said Stephen West and forfeit.

Test Reverdy Ghiselin Clk.

Ex. Ha/p.

Stephen West vs Thomas Whitten

Be it remembered that heretofore towit on the ninth day of June in the year of our Lord one Thousand seven hundred and Sixty seven, the said Stephen West the Plaintiff in this Cause by John Hall his attorney prosecuted and sued forth out of the provincial court here of and upon a Judgment in the said Court rendered His Lordships writ of attachment the tenor whereof is as follows towit.

Maryland Ss. Frederick absolute Lord & proprietary of the Province of Maryland and Avalon, Lord Baron of Baltimore &c. To the sheriff of Frederick County Greeting We command you that you attach any of the goods, chattels, rights or credits, Lands and Tenements of Thomas Whitten late of Frederick County planter, otherwise called Thomas Whitten of Frederick County in the province of Maryland if they shall be found in your bailiwick to the value of Two hundred and thirty five pounds four Shillings and ten pence gold & lawful money & three 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 third Tuesday of October next to satisfy unto Stephen West as well the sum of Two hundred and thirty five pounds four Shillings and ten pence gold and lawful money a certain Debt recovered against him before the Justices of our provincial Court on the third Tuesday of May ~~next~~ last as also the sum of four hundred and ninety Eight pounds of Tobacco Cost of suit together with such Cost as to the said Stephen West shall accrue upon this our writ of attachment, and that by good and lawful 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 at the day and place aforesaid to shew Cause if any he she or they have why the same goods, chattels, rights

(or)

or credits Lands and Tenements so attached shall not be condemned in his her or their hands and execution thereof had and made according to the form of the act of assembly in that case made and provided for and towards satisfaction of the Debt, Damages and Cost above specified; and how you shall execute this writ you make known unto our Justices at the same day and place hereof fail not at your peril and have you then and there this writ. Witness Reding Sellers Hands Esq one of the Justices of our said Court the 8th day of May in the 17th year of our Dominion &c. Annoque Domini 1767.

Issued the 9th day of June 1767. (Sealed) Reverdy Ghiselin Clk.

And now here at this day towit the said third Tuesday of October being the 20th day of the same month in the year of our Lord one Thousand seven hundred and sixty seven, comes into the provincial court here the said Stephen West by his attorney af. and the sheriff of Frederick County af. to whom the said writ of attachment was in form af. directed makes return thereof to the court here thereon endorsed towit.

"I the honourable the Justices of the provincial court I hereby certify that by virtue of the within precept to me directed after timely notice to Thomas Witten the Defendant who appointed Benjamin Browning and Nathan Browning appraisers on his behalf, and notice also to Stephen West the plaintiff on whose behalf I summoned William Duvall and Basil Dorsey all good and lawful men of my bailiwick by whose oaths I have appraised and caused to be made of the goods & Chattels, Lands & Tenements of the said Thomas Whitten the sum of one hundred & fifty pounds current money as will appear p. Schedule hereunto annexed as I am commanded.

To answer Geo: Scott Shff.

which Schedule mentioned in the said return of the said sheriff follows in these words towit.

Frederick County October 27th 1767 Inventory of the goods & chattels, Lands & Tenements of Thomas Witten of Frederick County taken by virtue of His Lordships writ of attachment out of the provincial Court attached by George Scott Esq sheriff of Frederick County for the use of a certain Stephen West. we being first duly summoned & sworn for that purpose and notice given to the parties do appraise as follow.

One Tract or parcel of Land being part of 2 Tracts called Small Hope & Hope improved including the Dwelling plantation & improvements of the said Thomas Witten containing Two hundred & ninety six acres of Land at 23/7 currency

(p)