the bond aft in Manner aft and for that it appeared that the Same bond
was Illegally and by duress of Imprisonmt taken from the said John
Mannock the Principall Debtor the said Henry prays Judgmt and that
the Same writt may be Quashd &c.

And the aft Alex Cuder Carran says that by reason of any thing before
Alledged by the Ptff Henry Tripp in pleading this writt aft of the aft Alexander
Carran ought not to be Quashed because he says the plea aft of the aft
Henry and the matter therein Contained is Insuffl in law to Abate the same
writt and that he to the Same plea in Manner and forme as above pleaded
hath no need nor by the law of the Land is Obliged to Answer And this
he is ready to Verifie Wherefore for want of a Suffl plea in this Behalf
Same Alex Carran prays Judgmt and his Debt log called for damages
be to be adjudged to him &c.

And for Cause of Demr according to the form of the Statute in this
Case lately made and provided to the Court here he shows that in this
Same plea there is no Any Averment nor doth it Contain any Cause
to Quash the ptffs writt and for that it is Insufficient & Informall

But the said Henry Tripp altho Solemnly Called Comes not nor sheweth Cause
why &c but makes default whereby the said Ptff remains aft the said defdt
~~default~~ without further defence

Therefore it is Considered by the Justices here the 13th day of July
Anno Domi 1714 that the said Alex Carran ~~recover~~ have his Execution
Tripp as well the Sum of forty two pounds Ster ~~dues~~ money of England a Certain
debt as also the Sume of Seven hundred forty One pounds of Tobacco the Cost of
906 Suit in the Judgt aft specified as also the Sume of
pounds of Tobacco by the Court here adjudged unto him for his Cost &
damages Sustained by Occasion of delay of Execution of ye Judgt aft &c
Mr Ptff by his attorney aft stays the Execution of this Judgment
untill ye twelfth day of October next

Wm Charles Carroll — vs — Charles Berkwith

To the ptff. Sued out his mayts writt of Attach aft the
defdt the tenor whereof follows in these words Viz —

Maryland ss Anne by the grace of God of Great Britain
France and Ireland Queen defender of the faith &c To the Sheriff of St Mary's
County Greeting we Command you that ye attach any the goods Chattels rights
or Credits of Charles Berkwith late of St Mary's County planter if they shall be
found in your bailywick to the Value of thirty Eight pds and three pence
sterling and Six thousand pds of Tobacco and when ye have the same so
Attached or any part thereof the same in your Custody safe keep so that ye
have them before the Justices of our prov Court to be held at Annapolis the
(Second)

Second tuesday of July next then and there to be Condemned according to Act of Assembly
in and for the use of a Certaine Charles Carroll Esq unless he the said Charles
Berkwith by himself or his attorney shall appear and Answer unto the said Charles
Carroll in a plea of trespass upon the Case according to law and that by good and
lawfull men of your bailywick you make known unto the person or persons in
whose hands you make the same attachment that he she or they be & appear before
the Justices of our said Court to be held as aft to shew Cause if any he she or
they have why the same goods Chattels rights or Credits so as aft attached
in his her or their hands ought not to be Condemned and Execution thereof
had and made according to Act of Assembly in such Case made and provided if
to him her or them it shall seem meet and how you shall Execute this writt
that you make known unto our said Justices at the day and place aft e
have ye then there this writt Witness Wm Holland Esq Chief Justice of our said Court
the 14th day of April in ye 13th year of our reignt Anno Domi 1714

Mauncmake — John Beale Clk

At which said second tuesday of July to witt the 13th day of the same same
Month Anno Domi 1714 being the day of the return of the said writt Comes the
said Charles Carroll Esq by his attorney aft as also the Sheriff of St Mary's Cty
to whom the aforegoing writt was directed likewise Comes and makes return
there of to the Court here endorsed in these words Viz

By Vertue of the within writt to me directed I certifie to the Justices within
mentioned that on the 10th day of July 1714 I have attached of the rights
and Credits of the within named Charles Berkwith a Certaine Ship
or Vessell lying at the head of St Jerome Creek in the County of St Mary's
for the use of the within named Chas Carroll Esq to satisfie unto him
the said Charles Carroll the within mentioned sums &c Said Ship remaining
in my hands for want of buyers But the said Charles Berkwith is not
found in my bailywick whereby I could make known unto him of being
appearing before the Justices within mentioned at the day & place &c in Contained
to shew Cause why &c as within I am Commanded

Henry Lowe Sheriff &c

Whereupon the said Charles Carroll Esq by his attorney aft prays that upon
giving Security according to Act of Assembly that the Ship so as aft attached
may be Condemned as of the rights and Credits of the said Charles Berk-
with to satisfie unto the said Charles Carroll Esq as well the sume of
thirty Eight pounds and three pence for his damages Recovered in the plea
aft as also his Costs and Charges by him laid out and expended as well
in the obtaining judgt for att in the plea aft as the due prosecuting his writt
of att aft whereupon the said Charles Berkwith altho Solemnly called
Comes not but makes default nor does any other person appear or shew
Cause to the Contrary &c And thereupon Wm Bladen and Thomas Macnomara of
(Annne)