James Govane Govnr Administrator with the will Annexed of all and Singular the Goods & Chattles rights and Credits which were of Thomas Homewood late of Ann Arundel County Merchant deceased Left Unadministered by Mary his wife the Relicte and Exx of the Last will and Testament of the Said Thomas Homewood Unless he the said David Dennis by himself or his Attorney Shall appear and Answer unto the said James Govane adm. as aforesaid 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 Sheriff a person in whose hands you make the same Attachment that he Shee or they be and appear before the Justices of our said Court to be held as aforesaid to Show Cause if any he shee or they have why the Same Goods Chattles Rights & Credits so attached in his her or their hands shall not be Condemned and Execution there of had and made According to the form of the Act of Assembly in Such Cases made and provided if to him her or them it Shall Seem meet and hereof you shall Execute this writ that you make Known unto our said Justices at the day and place aforesaid and have you then there this writ Witness Samuel Young Esq. Chief Justice of our said Court the 21st day of April in the Seventh year of our Dominion & Annoq: Domi 1722 –

Jacob Denton Clk.

(D Dulany)

At which said Second Tuesday of September being the 4th day of the Same month Annoq Domini 1722 being the day of the return of the said writ Comes the said James Govane adm. as afs by Daniel Dulany his Attorney and the Sheriff of St Marys County afs to whom the Same Precept was directed likewise comes and makes return thereof to the Court here Exhibit Vdt.

I Certify to the Justices that by Virtue of the within writ to me Directed I have on the Sixth day of September Seventeen hundred and twenty two Attached in the hands of James Thompson Executor of Elizabeth Burrell Administratrix of James Martin the Sum of Seven pounds Eleven shillings and Eleven pence Sterling within my bailywick of the Effects of the within named David Dennis and have made Known to the Same James Thompson that he be and appear before the said Justices at the day and place within prescribed to show Cause if any he hath why the said Sum so attached or any part thereof should not be Condemned and the within named James Govane have Execution thereof According to Law. Before Michael Senior Robert Elliot William Brewer and Charles Hodgkin good and Lawfull men of my bailywick as I am hereby Commanded. So Answers F. T. Greenfield Shff.

Whereupon the Said James Thompson Executor as afs by Philip Key his Attorney comes & prays leave to Imparle herein unto until next Court and he hath it and the Same day is given to the Plaintiff also.

At which said next Court to wit the 5th day of April Annoq: Domi 1723 comes again as well the said James Govane adm. as afs by his Attorney aforesaid as the said James Thompson in his Capacity aforesaid by his Attorney aforesaid and the said James Thompson by his said Attorney prays further leave to imparle herein unto next Court and he hath it and the same day is given to the Plaintiff also.

(At)

At which said next Court to wit the Tenth day of September Annoq Domi 1723 Comes again as well the said James Govane Adm. as aforesaid by his Attorney afs as the said James Thompson in his Capacity aforesaid by his Attorney afs and the said James Thompson in his Capacity aforesaid Says that the aforesd James Govane adm. as aforesaid Condemnation of the premises in the hands of him the same James Thompson in his Capacity afs to have Ought not because he Saith the aforesaid James Martin at the time of his Death nor the afs Elizabeth Burrell at the time of her Death nor the afs James Thompson at the time of the Laying the Attachment in the hands of him the same James or at any time Since he had not nor neither of them had any of the Goods or Chattles Rights or Credits which were of the aforesaid David Dennis and this he is ready to verify whereof he prays Judgment if the Same James Condemnation of the premises we as aforesaid Attached afs him to have Ought &c.

And the said James Saith that he by any thing prealledged from having Condemnation of the Premises in the hands of the said James Ought not to be precluded because he Saith that he the said James on the day of the Laying and making the said Attachment in his hands had to the Value of the Seven pounds Eleven Shillings and Eleven pence Sterling in the return of the writ of Attachment aforesaid Specified of the Rights and Credits of the said David Dennis in his hands to wit at St Marys County aforesaid and this he prays may be Enquired of by the Country

And the said James Thompson in his Capacity aforesaid Answers

Whereupon for trying the Issue aforesaid Command is given to the Sheriff of St Marys County that he Cause to Come before the Justices of the Provincial Court at Annapolis the third Tuesday of May next or before the Justices Appointed to take the Assizes in his County if they Shall be said that time to wit on Wednesday the Twenty Second day of April next to the County Court house in the said County Twelve good and Lawfull men of his bailywick by whom & who neither & to Recognize & because as well &c.

Afterwards the process Continues between the parties aforesaid on the plea aforesaid by the Jury being put thereon in Respect here until the third Tuesday of May next unless the Justices of his Lordship the Lord Proprietary to take the Assizes in the said County aforesaid should before that time to wit on Wednesday the twenty Second day of August next to the County Court house in the said County Come.

And now here at this day to wit the third Tuesday of May being the Nineteenth day of the same Month Annoq: Domi 1724 Comes again before his Lordships Provincial Court here as well the said James Govane adm. as aforesaid by his Attorney afs as the said James Thompson in his Capacity afs by his Attorney aforesaid But the Sheriff hath not sent his writ Whereupon as before Command is given to the Sheriff of Saint Marys County that he Cause to Come before the Justices of the Provincial Court at Annapolis the third Tuesday Thursday of October next or before the Justices Appointed to take the Assizes in his County if they Shall before that time to wit on Wednesday the Sixteenth day of September next to the County Court house in his County Twelve good & Lawfull men of his bailywick to Recognize in form aforesaid.

(Afterwards)