Luckett by his Attorney afs. and the said Samuel Luckett by his said Attorney as before defends the force and Injury when &c and saith that he did not take the Negroes afs. in the Declaration above mentioned nor any nor either of them as the said Thomas Sanders above against him Complains and of this he puts himself upon the Country and the said Thomas in like manner

And the said Samuel by leave of the Court here and according to the form of the Statute in such case made and Provided comes and further defends the force and Injury when and forforth And saith that the afs. Thomas his Action afs. thereof against him to have or maintain ought not because he saith that the Property of the Negroes afs. above in the Declaration mentioned is and at the time of taking of the Negroes afs. supposed to be the Property of those Negroes was in him the said Samuel without that that the Property of the Negroes afs. at the time of taking of them was in the said Thomas as by his Declaration afs. above is supposed and this he is ready to verify Wherefore he Prays Judgment if the afs. Thomas his Action afs. thereof against him to have or maintain ought and forforth and he also prays a return of the Negroes afs. to him to be adjudged and so forth

And the afs. Thomas saith that by any thing in the Second Plea of him the said Samuel Pleaded he the said Thomas from having his Action afs. against him the said Samuel to be precluded ought not because he saith that the Property afs. of the Negroes afs. at the time of the taking thereof was in him the said Thomas in such manner and form as by his Writ and Declaration above hath alledged to wit at Charles County afs. and this he prays may be enquired of by the County and the afs. Samuel in like manner

Whereupon for trying the Issues afs. Command is given to the Sheriff of Ann Arundel County that he Immediately cause to come here Twelve good and lawfull men of his Bailiwick by whom &c who neither &c to Recognize &c because as well &c of which said Precept the said Sheriff to wit Nathan Hammond Esq. makes return thereof that he has here ready Twelve &c as by his said Precept he was commanded to wit Richard Harwood, William Cockey Archibald Johnson, Walter Dallas, Joseph Hall, Thomas Blake, John Adams Edward Smith, John Tolson, Stephen Chandler, George Milligan and John Mackin who being duly Elected Tryed and sworn to say the Truth in the Premises upon their Oath do say that the Property of the said Negroes at the time

(of)

of the taking thereof was in the said Thomas Sanders as by Pleading above hath alledged and do assess the Damages of him the said Thomas Sanders besides his Costs and charges by him about his suit in this behalf laid out and Expended to the Sum of Fifteen Pounds sterling

Therefore it is considered by the Justices here that the said Thomas Sanders Recover against the said Samuel Luckett as well the Sum of fifteen Pounds Sterling his Damages afs. by the Jurors afs. in form afs. assessed as also the Sum of 2470 3/5 Pounds of Tobacco by the Court here with him on his assent adjudged for his Costs and charges by him about his suit in this behalf laid out and expended and the said Samuel Luckett in Mercy

Test. R Burdett Clk

NB. DD. Christopher Lowndes & Co. vs. Chas. Collin Mitchell

Command was given to the Sheriff of Charles County that he should take Collin Mitchell late of Charles County Planter if he should be found in his Bailiwick and him safe keep so that he might have his Body before the Justices of his Lordships Provincial Court at Annapolis the Second Tuesday of September then next to Answer unto Christopher Lowndes & Company in a Plea of Trespass upon the Case &c And that thereof he the said Sheriff should not fail &c

At which said Second Tuesday of September to wit the 10th day of the same Month Anno Dom 1751 being the day of the return of the aforegoing Writ comes the said Christopher Lowndes & Company by Daniel Dulany their Attorney and the Sheriff of Charles County to whom the said Writ was directed likewise comes and makes return thereof to the Court here thus Endorsed Vizt

Cepi Corpus John Hanson Shff Chas Coty

And the said Sheriff being called upon to bring into Court the Body of the said Collin Mitchell according to the Tenor of his return afs. brings him not in but makes default Thereupon the said Sheriff is amerced the Damages and Cost unless he have the Body of the said Collin Mitchell at the next Court

At which said next Court to wit the 14th day of April Anno Dom 1752 comes again the said Christopher Lowndes and Company by their Attorney afs. and the Sheriff of Charles County brings into Court the Body of the said Collin Mitchell and thereupon the said Amercement is ordered to be struck off

(and)