

Liber CD to a second answer to the plaintiffs to which answer M.^r Moorecroft craves Leave till the next Court to reply or Except as thereof shall be cause which is ordered accordingly.

The same day Benjam.ⁿ Cowell pl.^t Jon.^a Seybrey defend.^t M.^r Moorecroft attorney for the plaintiff moves against the defend.^t for a Comittment against him to the Sheriff of Saint Maries County untill he do pay his Contempt and putt in a perfect answer to the Complainants Bill there having an Attachm.^t issued out against him for want of an Appearance M.^r Rozer Attorney for the defend.^t putts in a demurrer to the plaintiffs Bill M.^r Morecroft prays the Judgem.^t of the Court upon the sd Demurrer and further moved that the defend.^t was summoned to answer and ought not to put in a demurrer but this Court were of Opinion and so declared that the defend.^t upon serving of a Subpcœna to appear and answer may putt in a plea answer or demurr and that the same shall stand good as if he had putt in answer according to the practice of the Chancery Court in England where the Rules of that Court were as to that particular read.

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(fol. 6)

Ordered by this Court that the sd Demurrer be sett down to be agreed upon Friday next of which all parties concerned are hereby to take notice

In this Cause the Court caused the late Sheriff of Talbott County to whom it was alleadged to the said attachment was directed to return his writt he doth not appear nor had he returned that writt to the now sheriff being present in Court:

It was thereupon ordered that the respective Sheriffs of the respective Countys within this province do by themselves or their deputys or Attorneys attend every Court held here at Saint Maries for the Chancery and provinciall Courts to answer to the said Courts for the return of Writts to them directed as they will answer the Contrary to the said Courts at their perills.

Ordered likewise that the said defendant Sybrey do pay unto the plaintiff or his Attorney 12.^s and Sixpence for his Costs upon the Contempt of Setting an Attachment that he be Committed to the Custody of the Sheriff of S.^t Maries till he pay the same the defend.^t said he had no money but M.^r Rozer his attorney Engageing in open Court to pay the same the sd Comittment is discharged.

The same day John Bayley p.^{lt} Raym.^d Staplefort defend.^t M.^r Rozer Attorney for the plaintiff moves that the defendant may putt in his answer to the plaintiffs Bill which was filed M.^r Moorcroft attorney for the defendant alleadges the last Court at