

lings and one Mare being the prop Chattles of the said John English, Liber W. C.
and them unjustly Detained against suretyes and pledges &c^a

And Whereupon the said Edmond by Kenelm Cheseldyn his Attorney complaineth that the said Joseph spernon and William sinclare the fifteenth day of November in ye yeare of our Lord 1680 at the plantacōn of him the said John English in Cecill County tooke the said two Cowes Two Heifers Two yearlings & one Mare & them unjustly detained against Suretyes & pledges &c. Whereupon the said Edmond sayth he is the worse & hath damage to the vallue of Tenn thousand pounds of Tobacco, and thereupon he bringeth his suite And the said Joseph Spernon and William Sinclare by Robert Ridgely their Attorney come and defend the force and Injury when &c and prayeth Liberty to Imparle hereunto untill next Provinciaall Court and it is granted unto them the same Day is given to the plt Likewise p. 485

Now here at this Day to wit the Nineteenth day of November in the Sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltmore &c Annoꝝ Doni 1681 Came the said partyes by their Attorneys afores^d and the said Joseph Spernon and W^m Sinclare by their said Attorney Say, as to the takeing and detaining the Two Cowes Two heifers Two yearlings and one Mare in the writ and Declaracōn aforesaid mentioned The said Joseph and William pray Judgment of the writ aforesaid because they say that the same is a writ of replevin, and noe writ of replevin can by law lye for any other matter or thing then what was first Distreyned and Impounded, & the said Cowes Heifers yearlings and Mare were never distreyned or Impounded, and this they are ready to averre & therefore Demands Judgment of that writ Whereupon the said plantiffe refuseth to make any farther psecucōn against the said defts in the plea aforesaid Therefore Itt is Considered by the Court here that the said plantiffe take nothing by his writ aforesaid but be in mercy for his false Claime thereon, and that the said Defendants may goe thereof without day, and that the said Joseph Spernon and William Sincklar Recover against the said Edmond Cantwell Adm^r as aforesaid the sume of Nine hundred and thirty pounds of Tobacco for their costs and charges by them about their defence in this behalfe Layd out and expended

November the 17th 1681

Allowed to John Darnall Justinian Gerrard, James Greene and Vincent Mansfeild for their comeing going and attendance foure Courts and every Court five dayes being Twenty dayes apeice, To Tesfy for Richard ffenwick against Gerrard Slye, w^{ch} att Thirty pounds of tobacco p day amounts to for each of them the sume of six hundred pounds of Tobacco :

Novemb^r y^e 19th 1681

Allowed to Darby Dunavan & James Ellis for comeing goeing and