

Thereupon Afterw^{as} in the Same Court or Term Mary Hemsley of the City of Annapolis Widdow and Thomas Cockey Patrick Sympson and James Govane of Ann^t County Merch^{ts} Come into Court and Acknowledge themselves to Owe and Justly indebted unto the Said Gilbert Powlson in the Sume of Twelve hundred Pounds Ster^t and Sixty Thousand Pounds of Tobacco to be Levved on their body Goods or Chattles Lands or Tenements to the use of the Said Gilbert Powlson According to Law. In Case the Said Jonathan Forward does not prosecute the Said Appeale with Effect According to Act of Assembly in that Case made and provided.

In Testimony that the aforegoing is a true Copy of the proceedings in the affair af^d I have hereunto Set my hand and Affixed the Seale of the Prov^t Court this 18th day of July Anno Dom 1722

Vachel Denton Clk Cur Pvin.

Afterw^{as} to Witt on the Nineteenth day of July Anno Dom 1722 Daniel Dulany Attorney of the Said Thomas Cockey Garnishee of Jonathan Forward Saith that in the Record and process and rendering the Judgment af^d it is manifestly Erred It is Erred in this that the Said Thomas Cockey was denied the Liberty of Appearing and pleading to the Said Attachment which by the Law of the Land he was entituled unto. It is Erred in this that the Provincial Court Contrary to the Law of the Condemned the Said Thomas Unheard Altho he was ready and Offered to [612] Answer According to Law and the known usage and practice of the Provincial Court for which and many other Errors as well in the Record and process as in the Rendering the Judgment af^d the Said Thomas Prays that the Judgment be reversed and held for none and the Said Thomas to all he thereby lost may be Restored.

D Dulany

And the Said Daniel Dulany prays his Lordships Writt to forewarn the Said Gilbert Powlson to be before his Lordships Governour and Council at Annapolis to hear the Record and process aforesaid as it is granted unto him Therefore Command is given to the Sherriff of Annarundell County that he Should make it known to the Said Gilbert Powlson that he Should be before the Said High Court of Appeals to be held at the City of Annapolis the Second Wednesday of October being the tenth day of the Same Month Anno Dom Seventeen hundred and Twenty two to hear the Record and process af^d if to him it Should Seem meet and the Same day is given to the Said Gilbert Powlson also. And Which Said Second Wednesday of October Anno Dom Seventeen hundred and Twenty two before his Lordships high Court of Appeals af^d at the City of Annapolis af^d Came as well the af^d Thomas Cockey by his Attorney af^d as the af^d Gilbert Powlson by Thomas Bordley his Attorney and the Sherriff af^d did not Send the Writt And Thereupon the Said Jonathan Forward Saith that in the Record and process aforesaid as also in Rendering the Judgment aforesaid it is Manifestly Erred alledging the Errors af^d by him the Said Jonathan Forward in forme af^d above Alledged