

Whereupon Dan^t Dulany Esq^r his Lordships Attorney Generall for and on behalf of John Eccleston at whose instance and request the appeale af^d Was brought here prays an Appeale from the Judgment of this Court to his Lordship the Right Honourable the Lord proprietary which is granted upon giving Security.

This day Thomas Bordley Comes into Court and Acknowledges himself to have been Served Sometime Since with a Copy of the Order of Reversal yesterday produced by his Honour the Governour to this Court and that he Does not Conceive himself a person Concerned therewith or or [sic] Affected by it and that That answer may be Satisfactory or that their Honours would be pleased to direct further therein.

The Court this Day taking into their Consideration the prayer of Daniel Dulany Attorney on behalf of Jonathan Forward in relation to the order of Reversal produced here Yesterday do in pursuance of the order of Reversal hereby Order that process of Restitution Issue for the Said Jonathan Forward against Gilbert Powlson in the order of Reversal mentioned for the restoring him to all he has lost by the Judgments in the Said Order of Reversal mentioned.

The Court adjourns till to Morrow morning 10 of the Clock. Friday Febr'y the 19th 1724/5. The Court meet According to Adjournment present as yesterday.

Upon M^r Bordleys motion of yesterday Concerning the Kings order of Reversal the following Quære from his Honour the Governour to M^r Bordley is ordered to be entered that S^d Bordley may answer the Same.

The Governour to M^r Bordley.

Why did you purchase the bills of Powlson drawn on Forward by Cockey when you knew an Appeal lay before the King and Councill for the Same and also very well knew that you Whispered the Clerk to fill up the Execution by which Captain Cockey in face of the Prov^t Court was taken (by which Method you got those Bills for Powlson) Notwithstanding the Court had granted him an Appeale and he had Suretys there ready for the Same.

The Same day Thomas Bordley gave in the following Answer to the before going Quære.

S^r I purchased the Bills because I have a long time made it a part of my bussiness to Exchange money betwixt England and Maryland and that it was Lawfull and in the way of my bussiness for me So to do and I paid Powlson the Value before any appeale was prayed [645] to the King and Councill and after I knew the bills Which Were only to be lodged in the Chancery till the Matter was heard there were delivered out to Powlson after a hearing determined in Powlsons favour in the Chancery Court from which determination Forward appealed to the Court of appeals in Chancery but Dismist his own appeale here I ordered the Execution to be made out with all possible Expe-