

March 21 1708

Mich. Earle &
George Lumley

Commanded it was to the Sheriff of Kent County the twenty
fourth day of Jan'y in the Sixth year of the Reigne of her
now Majestie Anne ^{the} 2^d. that he take George Lumley of
Kent County Gent if he should be found in his Baylwick &
him safe keep so that he have his body before the said
Majesties Justices at the next ^{to} be had for said County at the Towne Port
of Chuster to answer unto Michael Earle one of the Attorneys of Kent County
Gent according to the Liberties & privileges accustomed ^{of} a plea of Trespass
upon the Case & that he have there the ^{to} writ

All which said next ^{to} the twenty third day of March in the year
afo^r the day of the return of said writ came Edward Potts high Sheriff of
County & made return thereof in these words thereon endorsed viz

Non est Inventus per nos Edm Potts Sher.

Butt a Short note being filed when the said writ went forth and
a Copy thereof expressing the true cause of Action left at the last place of a
copy of said Doct according to a certaine Act of Parliament in Subsc^{ri}
made, was as followeth viz

Kent County & in Maryland. The True Cause of Action depending betwixt Michael Earle
one of the Attorneys of said County & Pl^{ff} against George
Lumley late of the same County Gent Ariseth upon an
Account for the Sum of Eight thousand pounds of Tobacco co. the said
Doct Oweth unto the said Pl^{ff} as by an Acc^o here in ^{the} brought with a
large app^o Earle in ^{the} Name of Edm Potts Sher

AND now heard at the said ^{to} viz this twenty fifth day of March afo^r
anno Dom^o 1708 cometh the said Michael Earle in his proper person & pray
eth the ^{to} that he may have Judgment for an Attachment against the goods
and Chattels of the afo^r George Lumley for the afo^r Sum of Eight thousand
pounds of Tobacco Damages & thereon rec^oding, but the said Michael
Earle not producing the Account against the said George Lumley as by his
Short note expressing the Cause of Action he hath sett forth it is ordered by the
^{to} here that if the said Michael Earle will take his Oath on the holy Evangelis
that the afo^r George doth Ow^e unto him the said Michael upon Account
the Just Sum of Eight thousand pounds of Tobacco that then the said Michael
may have an Attachment granted as prayd and the said Michael Earle
being