

County the twenty Second day of June in the thirteenth Year of the Reigne of
 the late Lady Anne Queen of Great Brittain &c and in the year of our
 Lord God 1700 hundred and fourteen Intituled an Act for relieving the
 Inhabitants of this Province from Some Grievances in the prosecutions of
 Suits of Law by and with the advice and Consent of her Said late Majesty
 Governor Council and the then assembly of this Province and the authority
 of the Same It was then and there among other things enacted that from
 and after the end of the said Session of Assembly all persons whatsoever
 residing Negotiating or trading to or within this Province having any
 personall Claims or Demands against any the Inhabitants of this
 Province whosom the Original debt or Damages do not exceed the
 value of twenty pounds Sterling or five Thousand pounds of Tobacco
 shall by virtue of the said Act be obliged to sue and implead their
 Several and respective debtors in the Several and respective County Courts
 where such their Debtors inhabit and reside and not Else where on
 penalty of suffering a Nonwrit and paying the Defendant his reason-
 able Charges to be adjudged by the Justices of any other Court whosom
 they shall be sued and implead any Law Statute usage or Custome
 to the contrary Notwithstanding and the said Thomas Tolley further saith
 that he the same Thomas Tolley before the Imprehation of the said writ
 of Attachment and the said Sheriff's return thereon hath been for
 eighteen Months past and he is a resident and Conmorant out of the
 Jurisdiction of this Court now at Baltimore County in the Province of
 Maryland and not at Kent County or any place thereom within the Juris-
 diction of this Court and thus the same Thomas Tolley is ready to verify
 wherefore he prays Judgment of the Justices of Kent County &c will
 further take Cognizance of the said writ of Attachment and return thereupon
 or compel the same Thomas Tolley to make further answer unto the said
 writ and return thereupon wth M Howard &c defend

And the said J^{ts} by their said entry say that the plea of the said
 Garnishe in manner and forme above pleaded is not sufficient in Law to
 Cause the said writ of Attachment of the said J^{ts} above set forth to abate
 or retard if above said Justices to hold plea of the above writ of Attachm^t
 and return thereof and from taking further Cognizance of the said writ of
 Attachment and return thereon or to vitiope or hinder the same Justices
 to Compell the said Garnishe to make further answer unto the said writ and return
 thereupon and that they to that plea of the said Garnishe in manner and forme
 above pleaded have not used nor by the Law of this Land are obliged to enforce
 and this they are ready to verify wherefore they pray Judgment and that the
 said writ of Attachment and the return thereon be held Good and that the said
 Justices of this Court will hold plea thereupon and take Cognizance thereof as
 also Cause the said Garnishe to make further answer to the same &c

The Demurrer of M Howard & Garnishe
 Which plea and Demurrer being read and argued and mature
 deliberation being by the Court thereupon taken The Court adjudges the
 plea