

March Court. 1723 ... 168

The same attachment that he the said ~~Robert~~ ~~they~~ ~~be~~ appear before the Justice of our said Court to be held or off to
show cause if any he the or they have why the same goods, Chattels, Rights or Credits is attached in his or their
hands ought not to be condemned and Execution there of had and made according to the form of the act of
a Assembly in that Case made and provided if to him or them it shall seem meet and how you shall ~~grant~~
this writ that you make known unto our said Justice at the day & place aforesaid and have you then & there this writ
Witness Charles Ballard Gent. Chief Justice of our said Court the 24 day of March in the 8th year of our said
Union & am^d D^o 1722: (H Allen) Thomas Hayward Gent -

At which said next Court to wit the Eighteenth day of June am^d D^o One thousand Seven hundred & twenty three
being 3 Day of the Term of the said Writ comes the said Robert Martin by his attorney and the Sheriff of our said
County to whom the foregoing Writ was directed Likewise comes & makes Relation thereof to the Court and doth
in these words foregoing viz - To the Worshipp^t Justice within mentioned I humbly certify that I have attached
in the hands of Patrick Daley One pair of Hand Mill Stones and frame as the goods and Chattels of Anthony
More and I further certify that I have given Notice unto the said Patrick Daley that he be & appear at the time &
Place within contained to show Cause & be for John Doe & Richard Roe good & Law full men of my County
as by the within Writ I am commanded so answers. For M^r Carter Sher

And the said Patrick Daley garnishes as aforesaid by Leonie Gale his attorney comes & defends the force & injury where
& and prays Leave to Imparcell hereunto until the next Court and he hath it & the same day is given to & off
also - At which said next Court to wit the twentieth day of August am^d D^o One thousand Seven hundred
& twenty three comes again as well the said plaintiff as the said dofs by their attorneys aforesaid and the said dofs by
his said attorney prays further Leave to Imparcell hereunto until the next Court and he hath it & the same
day is given to the plaintiff also - At which said next Court to wit the Nineteenth day of November -
am^d D^o One thousand Seven hundred and twenty three comes again as well the said plaintiff as the said dofs
by their attorneys aforesaid and the said dofs by his said attorney as before prays further Leave to Imparcell hereunto
until the next Court and he hath it & the same day is given to the plaintiff also -

At which said next Court to wit the Seventeenth day of March am^d D^o One thousand Seven hundred &
twenty three comes again as well the said plaintiff as the said dofs by their attorneys aforesaid and the said dofs by his said
attorney as before defends the force & injury where & and saith that the aforesaid Robert condemnation of the premises
for Millstones or any part thereof so as aforesaid attached ought not to have because he says that he hath not nor at
the time of laying the attachment aforesaid in his hands hath had any Millstones or Stone or any part, of any of the
aforesaid Anthony More in his hands and this he is ready to verify wherefore he prays Judgment if the aforesaid Robert condem
nation of the premises or any part thereof so as aforesaid attached ought to have & Leonie Gale & dofs

Whereupon the aforesaid Patrick Daley garnishes as aforesaid by his attorney aforesaid prays that the aforesaid Robert Martin to
his plea aforesaid may answer But the said plaintiff altho' solemnly called comes not nor to the plea of the aforesaid dofs answer
neither in his writ aforesaid the aforesaid dofs further presented - Therefore it is considered by the Justice that the
Seventeenth day of March am^d D^o One thousand Seven hundred & twenty three aforesaid that the said Robert Martin
has nothing by his writ aforesaid, but y^t he & his pledges of promising that is John Doe & Richard Roe be in money &c
that the said Patrick Daley goe there without day and also it is considered by the Justice that the said Patrick Daley
recover ag^t the said Robert Martin the Sum of Two hundred & Twenty pounds of
to him by & Court here adjudged unto him for his Costs and Charges by him about his defence in this behalf said but & defend
according to the form of the Statute & if he have thereof his &c &c