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Howard Seven hundred & twenty three Come again the party by their attorney and the said doct^r by his said attorney ~~prayer~~ as before defend the force & injury when doct^r and said that the said Burton in his capacity and his action and there against him the said Robert in his capacity and to have and maintain ought not because he said that the said Burton the twenty fifth day of may and doct^r One thousand seven hundred and twenty three Exhibited his bill of exchange against the said Robert; and that he the same Edward in his lifetime at any time within six years next before the Exhibiting the Bill of exchange did not assume upon himself in manner and form as the said Burton above against him hath complained and thus he the said Robert is ready to verify wherefore he prays Judgment if the said Burton in his capacity of his action and there against him the said Robert in his capacity to have and maintain ought not

The 25th of June - Seven years - & doct^r says in doct^r ~~prayer~~ & doct^r ~~prayer~~ & doct^r

Whereupon all and singular the premises by the Court here seen heard and fully understood and mature deliberation thereupon had it seems to the Court that the plea of by him the said doct^r in manner and form as above pleaded and the matter in the same contained are not good and sufficient in Law to Bar and preclude the said 25th from having his action against him the said doct^r

Therefore it is considered by the Justices here the seventeenth day of March and doct^r One thousand seven hundred & twenty three that the said William Burton Executor of the said late Alexander Rowen against the said Robert Martin admt^r of the same Edward Martin as well the sum of five pounds fourteen shillings ^{money} ~~sterling~~ damages by Quasson of the premises 369 as also the sum of Three hundred & Sixty Nine pounds of Tobacco by the Court here adjudged unto him for his Costs and Charges by him ~~about~~ about his Suite in this behalf said Out and Expended to be levied of the goods and Chattels which were of the said Edward Martin at the time of his death in the hands of the said Robert Martin admt^r as also remaining to be administered if so much thereof in his hands he hath &c. and if so much thereof in his hands he hath not &c. then the Costs of Suite to be levied of the proper goods and Chattels of the said Robert Martin & doct^r in Money &c.

Robert Martin

James Allen Garrison
of Gilechrist & Brown

memorandum the 25th of June 1723 But his Lordships writ of Attainder against doct^r the tenor whereof followeth in these words viz
Somerset County sh: Charles absolute Lord and proprietor of the provinces of Maryland and Avalon Lord Baron of Baltimore &c To the Rights or Credits of William Gilechrist and Thomas Brown late of all the laws parish in the County of Somerset merchants, if they shall be found in your bailiwick the value of five pounds and eight hundred pounds of tobacco and when you have the same so attached or any part thereof the same in your custody safe keep so that you have the same before the Justices of our County Court to be hold at dividing Creek the third Tuesday of June next then and there to be
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