

August: Court 1724. 229

Richard Holland

Thomas Brown

memorandum the p^{er} by whom is alien his attorney sued out his Lordship's writ of attachment against the debt the house whose follows in these words viz.

Somerset County p^{er}: Charles absolute Lord and proprietary of the provinces of Maryland and anson Lord Baron of Baltimore &c. To the Sher. of Somerset County greeting like command you that you attach any the goods Chattels Rights or Credits of Thomas Brown of all hollows Parish in the County of Somerset County if they shall be found in your Bailiwick to the value of One thousand pounds of tobacco and when you have the same attached or any part thereof the same in your custody safe keep so that you have the same before the Justice of our County Court to be hold at Dividing Road the third Tuesday of August next then and there to be forejudged according to act of assembly to and for the use of John Richard Holland unless the said Thomas Brown by himself or his attorney appear and answer unto the said Richard Holland in a place of the p^{er} upon the first &c. according to Law & that by good & Law: free men of your Bailiwick you make known unto the person or persons in whose hands you make the same attached that he she or they be and appear before the Justice of our said County Court to be hold as aforesaid to show cause if any he she or they have why the same goods Chattels Rights or Credits so attached in his her or their hands ought not to be forejudged &c. or unless there offered and made according to act of assembly in that for made and provided if to him or them it shall seem meet and how you shall execute this Writ that you make known unto our said Court the 21st day of June in the Ninth Year of our Dominion &c. and dated: 1724 - (W Allen) Thomas Hayward Secy -

At which said third Tuesday of August to wit Eighteenth day of the same month and Year One thousand Seven hundred & twenty four being 5 day of the return of the said Writ from the said John Richard Holland by his attorney &c. and the Sher. of Somerset County to whom the foregoing writ was directed likewise made &c. make the return thereof to the Court here and set in these words following viz. To the worshipful Justice within mentioned Humbly certify that I have attached in the hands of John Furr the sum of One thousand pounds &c. and in the hands of Joseph Wittingham the sum of One thousand pounds of tobacco as the Rights and Credits of the within Named Thomas Brown and I further certify that I have given Notice unto the said John Furr and Joseph Wittingham that they be &c. appear at the time & place within contained to show cause &c. before Matthew Hopkins and I do good & Law free men of my Bailiwick on the Seventh day of August One thousand Seven hundred & twenty four as by the within Writ I am commanded so answer

Jos. Wittingham

Whereupon the said Joseph Wittingham furnishes of the said Thomas Brown in his own proper person appears and says that he cannot gainsay but that he has of the Rights and Credits of the said Thomas Brown in his hands to the value of two thousand pounds nor but that the same ought to be forejudged in his hands for the use of the said Richard Holland or of the Rights and Credits of the said Thomas Brown which said p^{er} does not gainsay. Whereupon the said Richard Holland by his attorney &c. prays that the sum of Nine hundred and Eighty eight part of the sum so as aforesaid be paid by