

Wm Caldwell March Court. 1729 - - 240

For: Holder

Memorandum the Court in his own proper person sued out his Lordship's Writ of Attachment against the Debt the Honour whereof followeth in these words viz: Charles absolute Lord Proprietary of the province of Maryland Cavalon Lord Baron of Baltimore & John D. Bushnell City

Greeting we command you if you attach any the Goods Chattles rights & Credits of Jos: Holder Late of Soudwell County Planter if they shall be found in your Bailiwick to y<sup>e</sup> value of forty five Shill: Curr: Money & three hundred & fifty pounds of tob: & 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 our Justices of our City of Soudwell to be holden at widening Creek the third Tuesday of March: next then & there to be condemned according to Act of Assembly to & for y<sup>e</sup> use of a certain Ju: Caldwell unless y<sup>e</sup> said Jos: Holder by himselfe or his atty shall appear and answer unto said Ju: Caldwell in plea of trespass upon the Case & according to Law & that by good & Lawfull Men of your Bailiwick you make known unto the person or persons in whose hands you make the same attachment if he they be appear before our Justices of our City to be holden as aforesaid to show Cause if any he she or they have any y<sup>e</sup> same Goods Chattles rights or Credits so attached in his her or their hand & ought not to be condemned & Execution thereof had & made according to y<sup>e</sup> Form of y<sup>e</sup> Act of asembly in such Case made & provided if to him her or them it shall seem Expedient & how you shall Execute this Writ that you make known unto our said Justices at y<sup>e</sup> Daye place & have you then and there this Writt Wittness W: Clamer Gent one of our Justices of our City

At which said third Tuesday of March to wit the seventeenth day of the same month Ann: Dowd one thousand seven hundred & twenty nine being the day of the return of the said Writt Cometh Ju: Caldwell in his own proper person and the Sher: of Soudwell City to whom the foregoing Writt was directed otherwise Cometh and maketh return thereof to the Court here Recited in these words viz:

By vertue of the within Writt to me directed before Hugh Porter Joshua Caldwell good & Lawfull Men of my Bailiwick I have attached in y<sup>e</sup> hands of Tho: Fox a the Goods & Chattles of Jos: Holder to y<sup>e</sup> value of thirty Bushells of Indian Corn also summoned as Garnish there as by y<sup>e</sup> within Writt I am Comanded & answered - Ju: Burrall Sher:

Whereupon the said Caldwell in his own proper person Comes and prays that the said thirty bushels of Indian Corn so as afo attached in the hands of the said Thomas Fox as of the rights and Credits of the said Joseph Holder may be Red: in the hands of the said Thomas Fox towards satisfying unto him his Damages and Costs of a certain Judgmt: Recovered against the said Holder as all Costs accruing upon the writt of attachment afo

Whereupon the said Thomas Fox altho: solemnly called Comes not but makes default nor does any other person appear for him to shew Cause to the contrary

Therefore it is considered here by the Justice this seventeenth day of March aforesaid one thousand seven hundred and twenty nine that the said sum of thirty Bushells of Indian Corn so as afo attached in the hands of the said Thomas Fox as of the rights and Credits of the said Joseph Holder be condemned in the hands of the said Thomas Fox towards satisfying unto the said John Caldwell his Damages and Costs of a certain Judgmt: recovered against him as also all Costs accruing upon the writt of attachment afo and that the said John Caldwell have thereof his Right against the said Fox according to Act of asembly