

August --- Court --- 1736 --- 247

Thomas here also sheweth --- All which said need Court to wit the Seventeenth day of August and did one
Hunsaid Seven hundred and thirty six came again as well the said Thomas Selby as the said John Bishop by
their attorneys and whereupon the same John defendeth the force and Injury when sheweth and prays Judgment
of the declaration and the matter in the same contained are not sufficient in Law to maintain the action of
the said Thomas against him the said John to which declaration the said John hath not need nor by the Law
of the Land is he obliged in any sort to answer and this he is ready to verify wherefore for want of
a sufficient declaration in that part the said John prays Judgment of the declaration and that the said
declaration may be quashed &c. --- and the said Thomas for that he sufficient matter in Law

in his declaration to maintain his action against him the said John Bishop hath alleged which matter
the said John Bishop hath not answered but he hath sheweth of to admit altogether doth deny as before
prays Judgment and his debt and together with his damages for detaining that debt to him to be adjudged.

Whereupon the said John Bishop by his attorney and sheweth his verification and by him above
alleged says that he cannot give say the action of the said Thomas, nor but that the writing obligatory
and is the deed of the same John, nor but that he owes the same Thomas the said Seventeen pounds in
manner and form as the said Thomas above against him declared wherefore the said Thomas prays Judgment
for his debt and his damages sustained by occasion of the detaining of the same debt to him to be ad-
judged &c. ---

Therefore it is considered that the said Thomas Selby recover against the said
John Bishop his debt and his damages sustained by occasion of the detaining of the same debt to
300 four hundred & Twelve --- pounds of tobacco to the same Thomas of his apent
by the Court here adjudged and the said John Merly &c. ---

Ed. William Maulemney } Somerset } Charles absolute Lord and Proprietary of the province
John Water's Garnishee of } of Maryland and another Lord Baron of Baltimore &c. to the Sheriff of
Rt Thomas Gray --- } Somerset County greeting we command you that you attach any the goods
Chattel rights or credits of Thomas Gray late of Somerset County Maryland

shall be found in your bailiwick to the value of five pounds four Shillings current money of Maryland
and five hundred pounds of tobacco and when you have the same attached you have the same before
our Justices of our County Court of Somerset to be held at Widning Creek the third Tuesday of
June next then and there to be condemned according to act of a assembly to and for the use of after-
said William Maulemney unless the said Thomas Gray by himself or his attorney shall appear
and answer unto the said William Maulemney in a plea of trespass upon the case according to
Law