

March Court - - - - - 1736 - - - - - 19

in the premises and no matter of Equity Specially suggested in the petition or Complaint of the said Daley this def^t insists that the said Verdict and Judgment at Law obtained by this def^t against the Complaint ought not by the Rules of Equity to be impeach'd in this Court without this that any other matters or thing in the petition or Complaint a^d set forth is true and not here in fully and sufficiently confessed and avoided denyed or traversed is true all which matters and things this def^t is ready to verify and prove as this Worshipfull Court shall award and pray to be hence dismissed with his reasonable cost in this behalf most wrongfully sustained -

Whereupon all and Singular the premises a^d being heard and fully understood and mature Deliberation by the Court thereupon had wherefore it seeme to the Court here that the a^d Edward from the petition or Bill of Complaint of the a^d Sabrick be dismissed &

Therefore it is Considered that the a^d Sabrick Daley take nothing by his petition or bill of Complaint a^d that the a^d Edward Judgment recoverd by the a^d Edward against the a^d Sabrick and unrevoked and further it is Considered that the a^d Edward recover against

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to have for his costs and Charges by him about his defence in that part sustained to the said Edward by the Court here awarding to act of assembly in such case lately made and provided adjudged & that the said Edward have the cost of Execution &

1703 Daniel Caroll

vs. William Lewis

Command was given to the sheriffe of Somerset County that he should take William Lewis late of Somerset County planter otherwise called William Lewis now of Somerset County planter if he should be found in his bailie with and him should safe keep so that he might have his body before the Justices of his Lordships County Court of Somerset to be hold in the Court house at Dwidrig Creek in the same County the third morday of March then next following to answer unto Daniel Caroll of a plea that he tender unto him forty two pounds current money of Maryland which to him he oweth & unjustly Detaineth & that thereof he should not fail &c.

Att which day before the Justices of his Lordships County Court of Somerset at Dwidrig Creek Cometh the said Daniel Caroll by William Baskinham his attorney and the Sheriffe of the said County returned that by vertue of the precept a^d thereof to him directed he had taken the body of the a^d William Lewis whose body at the same day and place a^d in the precept mentioned he had there Ready &