thereof to Imparle here untill next Court to be held at Princess Ann Town the third Tuesday of March then next following
and he hath it and the same day is Given to the sd King and Willson here also &c —

At which day here Came as well the sd King and Willson as the sd John Carmichael Garn. sd by
their Attorneys sd And hereupon the said John Carmichael saith that the sd John King and Willson Condemnation
of the Residue of the debt and Costs aforesaid Attached in the hands of the said John or any part thereof in the hands
of the said John to have Ought not because he says that at the time of Laying the Attachment afsd in his hands or at
any time since he had not any Goods or Chattles of James Smith in the said Writ Mentioned in the hands of him the
said John and this he is Ready to Verifie Wherefore he prays Judgment if the sd King and Willson Condemnation of
the sd Residue of Debt and Costs or any part thereof in his hands to have Ought and So forth —

And the said King and Willson say that they by any thing by the said John above in pleading pre alledged from
having Condemnation of the premisses in the said Writ mentioned in the hands of the said John Ought not to be
Precluded because they say that at the time of issuing and Laying the Attachment afsd in the hands of the said
John he the said John had Sufficient of the Goods Chattles and Credits of the said James Smith in his hands
whereof to have Satisfied the said King and Willson the Residue of the Debt and Costs in the said Writ mentioned
to wit at Somerset County afsd and this he prays may be Inquired by the County and So forth, and the deft likewise

Thereupon it is Commanded the Sheriff of Somerset County that he Should Cause to Come before his Lordships
Justices at the Next Court to be held at Princess Ann Town the third Tuesday of June then next following
Twelve Good free and Lawfull men of his Bailywick whereof Every one have a freehold in the said County by whom
the truth of the Premisses afsd May be the better Known and who neither the sd King and Willson nor the sd
John Carmichael Garnishee of the sd James Smith touch by any affinity to Recognize upon their Oath afsd and
upon the Premisses afsd because as well the sd King and Willson as the sd John Carmichael have put themselves
upon that Jury And the same day is Given to the sd parties here &c —

At which day here Came as well the sd King and Willson as the sd John Carmichael Garn. afsd
by their Attorneys afsd And the Sheriff Aforesaid Ephraim Willson Returned the sd Writ of Venire facias in all things
Served and Executed and the Jurors of that Jury thereof Impannelled being Called some of them to wit William
Skrivin, Rowell Parsy, William Polk, Levin Ballard, Ezekiel Hall, Aaron Sterling, John Evans, Richard Brown
Elias White and Robert Dashiell Came and were sworn upon that Jury and because the Residue of the Jurors of that
same Jury did not appear therefore others of the by Standers by the Sheriff of the County afsd hereunto Elected
and at the Request of the sd King and Willson and by the Command of the sd Justices are newly put in whose
Names to the pannell within Written are filed According to the form of the Statute in such Case made and
Provided which same Jurors so newly put in to wit William Venables and Thomas Irving ... were Sworn
upon that Jury and because the Residue of the Jurors being Called Likewise Came who to say the truth of the premisses
afsd together with the other Jurors afsd before Impannelled and Sworn being Elected tryed and Sworn upon their Oath say
that the sd John Carmichael at the time of Laying the Attachment afsd in his hands had Goods and Chattles of the sd James
Smith to the Amount of five pounds Eight Shillings Ct Money Whereupon the said King and Willson pray that
upon Giving Security According to Act of Assembly in such Case provided the sd Sum of five pounds Eight Shillings
Ct Money may be Condemned in the hands of the said John Garnishee afsd towards Satisfying unto them the sd King and
Willson the Residue of their debt and Costs afsd Whereupon a Certain William Hayward of Somerset County Gentleman
here in Court in his proper person undertook for the said King and Willson According to Act of Assembly that in Case
the said James Smith do at any time within a year and a day appear and ... all or any part of the said King and
Willson Claim against him appear to be Satisfied or Otherwise to have been undue before the Laying of this
Attachment that then the said King and Willson Shall make Restitution to him the said James Smith of all
or such part thereof as Shall be made appear to be undue &c or that he the said William Hayward will do the
same for him &c — Therefore it is Considered that the sd Sum of five pounds Eight Shillings Ct Money of
Maryland by the Jurors afsd in form afsd found of the Effects of the sd James Smith in the hands of the sd John
Carmichael Garnishee afsd be Condemned in the hands of him the said John as of the Effects of the same James
for the use of the said King and Willson towards Satisfying unto them the sd King and Willson the sd Residue of
their Debt &c And also it is Considered by the Court here that the sd King and Willson Recover against the sd John
Carmichael ... pounds of tobacco for their Costs and Charges by them about their Suit in this part expended
by the Court here unto the sd King and Willson According to Act of Assembly in such Case made and provided adjudged and that the
said King and Willson have thereof Execution &c —