£112.0.0 Money: To be released on the payment of One pound of Tobacco.

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| John McKim, use of John Eccleston against Elizabeth Kirwan and John Tyler Kirwan Executors of Peter Kirwan | Be it remembered that on the twenty seventh day of February seventeen hundred and ninety two, John McKim the Plaintiff in this Cause by |

Gustavus Scott his Attorney sued out of the General Court for the Eastern Shore of Maryland, the said State's Writ of Scire facias against Elizabeth Kirwan Executrix and John S. Kirwan Executor of Peter Kirwan; which ensues as follows.—

The State of Maryland, To the Sheriff of Dorchester County Greeting: Whereas John McKim, lately, levit, the second Tuesday in April seventeen hundred and ninety, before the Judges of our General Court held for the Eastern Shore of this State, at Easton in Talbot County, by consideration of the same Court recovered against Samuel Copper and Peter Kirwan late of Dorchester County as well the sum of Two hundred fifty eight pounds, seventeen shillings and nine pence Current money, for his Damages which he had sustained by reason of the Non-performance of a certain promise and Assumption by them the said Samuel Copper and Peter Kirwan to the said John McKim there before that time made; as also the Quantity of Eight hundred and eighty pounds of Tobacco for his Costs and Charges by him about his Suit in this behalf expended; whereof the aforesaid Samuel Copper and Peter Kirwan are convicted as of Record is manifest: And altho' Judgment thereof hath been rendered as aforesaid Execution thereof hath been rendered as aforesaid yet remaineth to be done:— And whereas also on the part of the said John McKim we have in our said Court before the Judges thereof likewise understood, that the same Samuel Copper



Peter Kirwan are since dead; and that the said Peter Kirwan before his said decease duly made his last Will and Testament in writing, and thereby appointed Elizabeth Kirwan Executrix and John Tyler Kirwan Executor thereof: Wherefore the said John McKim hath brought into court a proper remedy in this behalf: And we being willing that what is just in this part should be done Do therefore command you, that by good and lawful Men of your Bailiwick you make known unto the said Elizabeth Kirwan and John Tyler Kirwan that they be and appear before the Judges of the General Court, to be held for the Eastern Shore of this State at Easton in Talbot County, the second Tuesday in April next, to shew cause, if any for themselves they have, why the aforesaid John McKim ought not to have his Execution against them for his Damages, Costs and Charges aforesaid, of the Goods & Chattels which belonged to the said Peter Kirwan, at the time of his Death in the hands of the said Elizabeth Kirwan and John S. Kirwan to be Administered being, according to the force, form and effect of the recovery aforesaid, if unto them it shall seem expedient; and further, to do and receive all and singular those things which our Judges aforesaid shall then and there consider in this behalf concerning them: And have you then and there the names of those by whom to them you shall make the same known, and this Writ, hereof fail not at your peril. Witness the Honorable Robert Goldsborough Esquire one of the Judges of our said Court the thirteenth day of September Anno Domini 1791.— Issued the 27th day of February, Anno Domini, 1792.—

(G S) James Earle Clerk.

All which said second Tuesday of April, in the year seventeen hundred and ninety two, being the day for the return of the aforegoing Writ of Scire facias, came into our said Court here the said John McKim by Gustavus Scott his Attorney; and the Sheriff of Dorchester County to whom the said Writ was directed and delivered also came here and made return of the said Writ thereon thus endorsed, "Made known Ch. Hodson Shff." And the said Elizabeth Kirwan and John S. Kirwan being called appeared here in Court by Thomas