William Taylard of Albemarle County Gent George Harris of Prince Georges County merchant and Mr Hancock of Dorchester County Gent the Auditors impartially appointed by the parties in the plea aforesaid to audit settle state and examine the accounts in Controversy between the said Joseph Holt and the said James Hay and do and act in and concerning the Auditing and stating the same Accounts as any Auditors in such cases appointed ought or ought to do & that they make report thereof to this Court here under their hands and seales on or before the twenty first day of this present and this same day is given the parties in the plea aforesaid Also

At which said twenty first day to wit this twenty first day of May 1706 in the same Court Come at bar the parties aforesaid on the Motion of William Read on for the Plaintiff as the said James Hay by his Attorney aforesaid and the Auditors aforesaid in manner and form being called the parties Concerning returned to this Court here their report aforesaid and upon the said Pleas and their hands & seales as they were ordered to do by the said Court It is found that the said James Hay as Sheriff of the said County of Saint Maries is in arrear unto the said Joseph Holt for his revenue of forty pounds of tobacco for the poll of 5 parish homes of the said parish for William and Mary with the said James as sheriff was by the said Joseph Johnston Imbusted to Collect for him In the summe of seven thousand three hundred and twenty two pounds of tobacco

Whereupon all & singular the said pleas being by the Court here heard fully & duly understood and Matters in Controversy being thereupon had for that the said Defendant in his plea and pleading further hath in his Defence and for that it seems to the Court here that the said James did not wilfully truly serve his said Majesty King William of England &c his heirs & successors as sheriff of the County aforesaid as in his plea of the said William read on above by replication is set forth

It is therefore considered by the Court here that the said Queen the said Plaintiff the successor of our late Soveraigne Lord King William recover against the said James Hay the summe of two hundred thousand pounds of tobacco the Debt aforesaid and that the said James Hay be in mercy &c.

Whereupon Joseph Holt Clerk by his Attorney (at whose prayer the aforesaid plea is prosecuted) hereby prays the Court here that he may have the benefitt of this Judgment aforesaid to satisfy him of the summe of seven thousand three hundred and twenty two pounds of tobacco due unto him for arrears of the forty pounds poll the Auditors aforesaid in their plea aforesaid informed and also of his Costs and Charges by him about this suit laydout & expended &c. Whereupon for that it seems to the Court here that the said James Hay is indebted unto the said Joseph Holt for arrears of his collection of the forty pounds poll as by the Report of the Auditors aforesaid is found in the said summe 17322 lbs. The Justices here do adverse the attorney Gent to assigne unto the said Joseph his Debt aforesaid and also his costs of suit out of the said judgment aforesaid for the relief of the said Joseph in his said suit for his Debt aforesaid and Costs of suit which the said Attorney Gent Aldson assignes accordingly that is to say the summe of 17322 lbs of tobacco and twelve hundred and fifty three pounds of tobacco costs of suit

Whereupon it is considered that the said Joseph Holt have Execution of the Judgment aforesaid against the said James Hay as well for the summe of seven thousand three hundred and twenty two pounds of tobacco his Debt aforesaid by the Auditors aforesaid informed and found as the summe of pounds of tobacco

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by the Court here adjudged him for his costs of suit in this behalf laid out & expended &c. as of part of the summe of two hundred