they shall think fitt before the next prov[d] Court in the Presence of the Parties or they having Convenient notice think fitt to be present and to make their return thereof to the next prov[d] Court according to the rule &c — And the Land day is given to the Partys pl[ff] and def[dt] also — At which said next Court to wit the 15[th] day of July Anno Dom[i] 1712 Comes again as well the said Dw[d] Scott Surveying Gen[l] as also by his attorney Sir the said Jn[o] Hawkins Knight and his attorneys And the Auditors appointed as aforesaid their return to the Court here of the rule last to them directed as follows viz[t] —

In Obedience to an Act of the prov[d] Court dated August 9[th] 1712 directed to us the Subscribers Justices to arbitrate a case depending in the Court between Mr Edward Lloyd Esq[r] Mich[l] King & Mont Cumby Esq[r] Mr Jn[o] Hawkins Junr of Queen Annes County defend[t] We do hereby certifie that after due notice given to both the said parties and their allegations being heard thereon we do find the bal: of acct due to the said pl[ff] Seven hundred forty seven pounds 17[s] 10[d] we do and the said defend[t] to pay Given under our hands & seales this 14[th] day of July 1712

Tho[s] Smyth (Seal)

W Lloyd (Seal)

Which being read the said is neither gainsayd by pl[ff] nor def[dt] — Therefore it is Ordered by the Justices here that the said Dw[d] Scott Surveying Gen[l] as he was at that time of the said Jn[o] Hawkins Junr the time of the Seizure thereof do recover against the said Jn[o] Hawkins Junr the Sum of Seven hundred forty seven pounds 17[s] 10[d] his damages as by the said Arbitrators is found & awarded & also the Sum of 795 [illegible] pounds of Tob[o] by the Court here adjudged unto him for his Costs Charges by him about his Suit in this behalf laid out and Expended & for further Mercy &c

Jn[o] Hawkins Esq[r] — Mem[d] The plaintiff had out his Mesne
Jno Godwin — Process with Endorsement &c to said Jno Godwin
Edw[d] Scott Esq[r] — the Land of which Plaintiff is Possessed &c
Ralph Dunbar

Whereas by the Grace of God of England Scotland France and Ireland Queen Defender of the Faith &c We Command you that you Summon by good Summons Jno Godwin of Somerset County Planter that he be and appear before the Justices of our Prov[l] Court at the Court House in the City of Annapolis on the first Tuesday in October next to answer unto Edward Lloyd Esq[r] Mich[l] King & Mont Cumby Esq[rs] in a plea of Debt under the Sum of Four thousand pounds Sterling and have you then there this Writt and how you shall have executed the same — Witness Thomas Tasker Junr Esq[r] Chancellor at Annapolis the 13[th] day of April in the 11[th] year of the Reign of our Sovereign Lord Queen Anne Annoque Dom[i] 1712

Tho[s] Tasker Junr

(Jno Dallam)

At which said third Tuesday of July Court which was the 15[th] Day of the same Month Anno Dom[i] 1712 being the Day of the Return of the said Writt came the said Samuel Young by Edward Dorsey Esq[r] his Attorney at Law and the said Jno Godwin by Thomas Tasker Junr Esq[r] his Attorney at Law Which said Writt was Executed & Returned by the Sheriff of Somerset County as by his Return thereof appears And the said Jno Godwin being Solemnly Called to Appear to the said Writt came not but made Default Therefore it is Considered by the Court here that the said Samuel Young do recover against the said Jno Godwin the Sum of Four thousand pounds Sterling Money of Great Britain by the said Writt demanded & his Costs & Charges by him about his Suit in this behalf laid out & Expended & the said Jno Godwin in Mercy &c

July 16[th] 1712 Then came the Plaintiff by his Attorney aforesaid and the Defendant being Solemnly Called to Appear to this Action came not but made Default Therefore it is Considered by the Court here that the Plaintiff do recover against the said Defendant the Sum of Four thousand pounds Sterling Money of Great Britain by the said Writt demanded & his Costs & Charges by him about his Suit in this behalf laid out & Expended & the said Defendant in Mercy &c

Whereas Thomas Smyth Esq[r] late Sheriff of Annapolis Hund[d] in Anne Arundel County at the Court held for the said County in March last past before the Justices thereof Did Return upon a Writt of Fieri facias to him directed at the Suit of Edward Lloyd Esq[r] Mich[l] King & Mont Cumby Esq[rs] against the Lands & Tenements Goods & Chattels of Jno Godwin of Somerset County Planter to be Levied for the Sum of Four thousand pounds Sterling Money of Great Britain & Costs of Suit That he had Levied the Sum of Eight pounds Eleven Shillings & Ten pence parcel of the said Sum of Four thousand pounds & Costs of Suit as aforesaid in the Hands of the said Jno Godwin as of the Lands & Tenements of the said Jno Godwin may be Condemned in the Hands of the said Thomas Smyth & Ralph Dunbar to Warrant Execution of the said Lands Tenements Debts & Chattels, Whereupon the said Ralph Dunbar also Solemnly Called to Shew Cause if any he had why Execution should not be made Thereof, and the said Day & other Days since Given to the said Ralph & Thereupon Warrett Hamilton Esq[r] Mayor of the City of Annapolis Jno Dorsey Esq[r] Clerk of Anne Arundel County Court Jointly and Severally Bound in Court on Record to the Right Honble Edward Lloyd Esq[r] Chief Justice of the Provincial Court & Mich[l] King & Mont Cumby Esq[rs] Justices of the said Court at any time Within One Year and One Day after the Date hereof at any place within the said County of Anne Arundel to Shew Cause if any they had why Execution should not be made of the said Lands Tenements Goods & Chattels of the said Jno Godwin in the Hands of the said Thomas Smyth & Ralph Dunbar to Satisfy the Debt & Damages in the said Writt of Fieri facias Mentioned & Returned as aforesaid & Costs of Suit in that behalf Expended & Sustained by the said Edward Lloyd Mich[l] King & Mont Cumby Esq[rs] Or in Default thereof that the said Warrett Hamilton & Jno Dorsey Esq[rs] Do & Shall Cause the Same to be Levied of the Lands & Tenements Goods & Chattels of the said Jno Godwin in the Hands of the said Thomas Smyth & Ralph Dunbar Executors &c of the said Jno Godwin deceased, Whereupon the said Ralph Dunbar Executor &c of the said Jno Godwin deceased Appeared in his own Proper Person and Came into the Court here & Produced & Exhibited to the Court here a Certain Writing Purporting to be the Last Will & Testament of the said Jno Godwin deceased, Whereupon the said Ralph Dunbar Executor &c of the said Jno Godwin deceased Prayed that the said Writing Purporting to be the Last Will & Testament of the said Jno Godwin deceased might be Proved & Recorded as the Law in such Case Directs, Whereupon the said Writing Purporting to be the Last Will & Testament of the said Jno Godwin deceased was Proved in Court by the Oaths of Jno Dorsey Esq[r] & Jno Dallam Gent[l] Two of the Witnesses thereto Subscribed & Ordered to be Recorded, And thereupon the said Ralph Dunbar Executor &c of the said Jno Godwin deceased Prayed that Letters Testamentary might be Granted to him for Executing the said Will & Testament, Whereupon Letters Testamentary were Granted to the said Ralph Dunbar Executor &c of the said Jno Godwin deceased for Executing the said Will & Testament according to the Law in such Case Directs, Whereupon the said Ralph Dunbar Executor &c of the said Jno Godwin deceased Prayed that Administration of the Goods & Chattels Rights & Credits of the said Jno Godwin deceased might be Granted to him, Whereupon Administration of the Goods & Chattels Rights & Credits of the said Jno Godwin deceased was Granted to the said Ralph Dunbar Executor &c of the said Jno Godwin deceased for Administering the same according to Law & Ordered that he Return an Inventory thereof to the Court here at the next Court to be held for the said County of Anne Arundel & Likewise Given in Charge to the Grand Jury to Enquire of the Same

Likewise Given in Charge by the Justices here that the same Day