All which said second tuesday of October to wit the 12 day of the same month
Anno Domi 1713 being the day of the return of the said writt Comes the said
Amos Garret by his attorney aff and the said Charles Coy by his Lieutenant & fam.
writt was directed likewise Comes and makes return thereof to the Court
here endorst in these words Viz^t Hertofore to the Justices within Contained that
by Vertue of the within writt to me directed I have made known to the
within named Abgale Reeves Jacob Miller and Barton Smoot that they be
and appear before the Justices at the day & place within prescribed to shew cause
why the within named Amos Garret his Execution of the Sume of twenty
pounds sterl aff^d them the said Abgale Reeves Jacob Miller and Barton Smoot
according to the Acknowledgment and recovery within Mentioned ought not to
have before Richard Dodd & Tom Howard two good and lawfull men as I am
hereby Commanded to Answer Thos Neal sheriff Charles Coy

Whereupon the said Abgale Reeves Jacob Miller and Barton Smoot
by their att^ny Cooke and prey Leave to Imparle hereunto
until next Court and they have it and the same day is given to Imparle
All which said next Court to wit the 13 day of October Anno Domi 1714
Comes again the said parties pltf and defend^ts by their attorney aff and the said
defts by their said attorney prey further Leave to Imparle hereunto until
next Court and is hath it and the same day is given to Imparle
All which said next Court to wit the 12 day of July Anno Domi 1714
Comes again the said parties pltf & defts by their attorneys aff and the said defts
by their said attorney protesting that there is not any such record of the
recognizance aff in form aff taken in the prov Court aff of the said Lady
the Queen remaining before the Justices of this Court Lady the Queen as
the same Amos in his writt aff hath above alledged for plea Saith that the
aff writt of Scire fa in Manner and form aff out of the prov Court of the
Lady the Queen here Issued and prosecuted and the Matter therein Contained
is not Suff^t in law for the Same Amos his Execution aff of the aff twenty
pounds sterl aff^d them the said Abgale Reeves Jacob Miller and Barton Smoot
or any of them to have and maintain and that they to that writt of Scire fa in
Manner and form aff made have no need nor by the Law of the land are
bound to Answer wherefore they pray Judg^t of the aff writt of Scire fa and that
the aff Amos from having his Execution aff aff them may be barred &c
And for Causes of Demur in Law to that fa^ according to the form of the
Statute in Such Cases lately made and provided the Same Abgale Reeves
Jacob & Barton shew to the Court here these following Causes Viz^t

1st That it is not alledged before what Justice by name wth his Associates the
bayle was taken nor before what Justice by name the Judg^t was obtained

2^d for that the recog^ce supposed to be made is unintelligable unmaintainable and
wanting form

3. that the Scire fa does not Contain in it Self Suff^t Matter to entitle the (pltf)

pltf to an Execution aff the defendants on hand they alledged any breach
of the Condition of the Recognizance and pretended to be entitled unto by Reason
on as it appears by their own showing was the record of the recognizance
of the proceedings whereon the pretended Judgment is supposed to be founded was
Legally removed before the Justices of the prov Court nor had there been a
doubt they intitle themselves to the benefitt thereof and that the whole writt of
return thereupon is insufficient incertain & wants form

And the said Amos Garret for that he has above alledged Suff Matter
in the writt aff to have his Execution aff aff the said Abgale Reeves Jacob Miller
and Barton Smoot of the aff Sume of twenty pounds sterl in form aff which he
is ready to verify wherefore the said Abgale Jacob & Barton have not Cause
nor to the same in answer answered, but the Same Amos ought to Admitt all or any
other reasons as before he prays Judg^t and his Exec^n aff of the aff Same of twenty pds
sterl aff the said Abgale Reeves Jacob Miller & Barton Smoot to him to be adjudged
&c. Whereupon all and Singular the premises being by the Court here seen heard
and fully understood and mature deliberation being thereupon had for that
it seems to the Court here that the aff writt of Scire fa in Manner and form aff
out of the prov Court of the Lady the Queen here Issued and prosecuted & the
matter therein Contained is not Suff^t in law for the Same Amos his Execution
aff of the aff twenty pds sterl aff them the said Abgale Reeves Jacob Miller &
Barton Smoot or any of them to have and maintain

Therefore it is Considered by the Justices here the 10 day of July Anno Domi
1714 aff that the said Amos Garret take nothing by his writt aff aff, and that
the said Abgale Reeves Jacob Miller & Barton Smoot go thereof without day
And also it is Considered by the Justices here the same day & year that the said
Abgale Reeves Jacob Miller & Barton Smoot Recover aff the said Amos Garrett
the Sume of twenty pounds sterl
1794 by this Court here adjudged unto them for their Costs and Charges by them about
their defence in this behalf laid out & expended according to the form of the
Statute &c

Ch. Rd. Enoch Spinks
vs
Wm. Francis Dollahide

Mr. the said Enoch Spinks sued out his mag^ty writt of Err^r the
tenor of which follows in these words Viz^t

Maryland ss. Anne by the grace of God of Great Britain France
and Ireland Queen defender of the faith &c. To our Justices of Baltimore
County Court Greeting Because in the records and proceeds and rendring of judg^t
in a plea of trespass upon the Case which was in our said Court before you
James Maxwell and his Associates Justices of the same Court by our writt
Between Francis Dollahide pltf and Enoch Spinks defendant Manifest
Error (as it is said) has happened to the Great Damage of the said Enoch Spinks
as of his Complaint We have Received We being willing that the Error (if any
there be) should in due Manner be Corrected and full and speedy Justice done
to Each of the said parties in this behalf Command you if judgment be therefor
(reindred)