take nothing by his writt & that be in Mercy for his false Clamour
and that the Said Cornelius Wildman Goldsmith without day
And also it is Considered by the Justices here that the Said
Cornelius Wildman recover ag.st the said John Wilkinson the sum
5388 of pounds of Tobacco by the
Court here adjudged unto him for his Costs and Charges by him
about his defence in this behalf Laid out and expended according
to the forme of the statute &c.

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Mr. Charles Kilburne ... } Mr. the ptf. sued out his
John Watkins & Grace his wife adm.rx from Goulthrop ... } Maj.ty's writt of Scire fac. against the
Defend.ts the tenour whereof follows in these words Viz.t

Maryland ss. George by the Grace of God of Great
Brittain France and Ireland King defender of the faith &c. To the
Shrd of St Mary's County Greeting Whereas a Certain Charles
Kilburne lately in the prov.ll Court of Anne by the Grace of God late
Queen of Great Brittain &c. to wit on the Seventeenth day of July
in the tenth year of her said Majestys Reigne &c. Anno Q.
Domi One thousand Seven hundred and Eleven before the hon.ble
Thomas Smyth Esq.r one of the Justices of the Court of the said
Anne late Queen of Great Brittain &c. at Annapolis in Ann.e
County by Consid.n of the same Court Obtained Judgm.t of Condemn.n
ag.st John Watkins and Grace his wife on our writt of Attachm.t
prosecuted by the said Charles Kilburn ag.st the said Jno Watkins
and Grace his wife by the name of John Watkins late of St Mary's
County planter and Grace his wife adm.rs of all and singular the
Goods and Chattells rights and Credits which were of William
Goulthorp late of St Mary's Cty planter Otherwise late of
Calleo Joh. Goulthorp of St Mary's County Gent.ll for as well
the Sume of two thousand p.ds of Tob.o certain Debt together
with the Sume of Seven hundred and Sixty six pounds of Tobacco
Cost of Suite as also for the Sume of Five hundred forty two p.ds
of Tob.o Cost of Suite adjudged unto the said Charles Kilburne
upon his due prosecution of his said writt of Attachm.t as of the
rights and Credits of the said Wm Goulthorp dec.d, and that the s.d
(Charles)



Sept.r Court 1716

Charles Kilburne should have Execut.n thereof ag.st the said John Watkins
and Grace his wife according to Act of Assembly &c. as by the record and Proceed.s
thereof in the Court of the s.d Anne late Queen of Great Brittain &c. remaining
before the same Justices Manifestly appears and for that Execut.n thereof still
remains to be done and we being willing that those things which are Rightly
done in the Court of the said Anne late Queen of Great Brittain &c. should be
brought to a due Execution Command you that by good and Lawfull mean
of your bailywick you make known unto the said Jno Watkins & Grace
his wife that they be and appear before the Justices of our prov.ll Court to be
held at Annapolis the first tuesday of May next to shew Cause if any
thing for themselves they have or know to say why the a.d Charles
Kilburne Execution of the sev.ll Sums of Tob.o the Right not to have according
to the forme of the Condemn.n Law if to them it shall seem meet
and have you then there the name of those by whome you made
the same known and this writt Witness Wm Holland Esq.r Chief
Justice of our said Court the 24th day of Sept.r in the 2d year of our
reigne &c. Anno Q. Domi 1715

(Macnemara) (Beale)

At which s.d first Tuesday of May to wit the first day of the
same month Anno Domi 1716 being the day of the return of the s.d
writt Comes the said Charles Kilburn by Thomas Macnemara his attorney
and the Shrd of St Mary's County to whome the writt was aforesaid
directed makes return thereof to the Court here indorsed in these words
Viz.t

By virtue of the within writt to me directed Herbert
to the Justices within Contained that I have made known unto the
within Named Jno Watkins & Grace Watkins his wife adm.rs of
the Rights & Credits of the within Named Wm Goulthorp of St Mary's
County late deceased that they be and appear before the Justices within
mentioned at the day & place within Contained to shew Cause why the
Execution of the Sevell Sums within mentioned should not be Condemned
for the use of the within named Charles Kilburne &c. and have made
the same known before Jno Shanks & Wm Groom two Good &
Lawfull men of my Bailywick as by the s.d writt Jam Lowman and
Hen: Meseldyne shew
Whereupon the said Jno Watkins and Grace his wife adm.rs as afore
(Cy)