And that the afd Mary Henry Defdt as afd may Answer to the Premisses in the writt afd Contained &c —

Whereupon all and Singular the Premisses 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 afd writt of Audita Querela in form afd made is not Sufficient in law to Sperlude or relaxd the Same Mary Henry from having Execution of the Judgmt afd against Thomas Dowza

Therefore it is Considered by the Justices here this 8. Day of April Anno Domi 1718 afd That the Said Thomas Dowza take Nothing by his writt afd of Audita Querela afd but be in Mercy for his false Clamour And that the writt of Audita Querela afd be Quashed and that the Defdt Mary Henry Defdt as afd go thereof without day —

And also it is Considered by the Justices here of Same day & year last mentioned that the Defdt Mary Henry Defdt as afd recover against the Plff Thos Dowza Costs & Damgs by the Court here adjudged unto her for her Costs and Damgs by her about her defence in this behalf Laid out & expended According to the forme of the Statute &c —

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DD Thomas Edmondson
vs
Dan Sherwood

Mem. the said Thomas Edmondson Obtained his Lordships writto of Audita Querela the Tenor of which follows in these words Vizt —

Charles absolute Lord and Propry of the Province of Mary land and Avalon Lord Baron of Baltimore &c To our Justices of our Provincial Court Greeting of the Great Complaint of Thomas Edmondson of Talbott County Gentn alias Dicks Thomas Edmondson of Talbot County in the Province afd Gentleman We have understood that Whereas the said Thomas Edmondson the fourth day of April Anno Dominie Eighteen hundred and Twenty by his Certain Writing Obligatory sealed with his seale and Dated as afd past for the payment of thirty and four Thousand pounds of ~~Tobo~~ good sound Merchantable leaf Tobo Acknowledging himself to be holden and firmly bound unto Dan Sherwood of the County and Province afd Gentn to be paid to the said Daniell Sherwood his heirs Executors Admrs or Assigns when he should be after thereto required with a Condition or defeasance thereto Subscribed that if the said Thomas Edmondson his heirs Exors Admrs should Cause any such Land as therein Expressd to be Valued by Matt Tilghman Ward and James Lloyd within Twelve months from the date thereof and after the Land so to be Valued as afd Valued that then if the said Thomas Edmondson his heirs Exors or Admrs should Convey Assure & make Over to the said Dan Sherwood his heirs Exors Admrs or Assigns all the right Title and Intrest of the said Land invested in him the said Thomas Edmondson his heirs Exors or Administrators or any other Person by ~~whom~~ from or under him them or any of them by the therein mentioned Act of Assembly or by the Testam

of John Edmondson dece as afd within Two months from the day the said Land to be Valued as afd is valued or that if the said Thomas Edmondson his heirs Exors Admrs or Assigns should Assign Over and Deliver to the said Dan Sherwood his heirs Exors Admrs or Assigns good Bills due from responsible persons residing within the County afd or Dorchester County to the afd Thomas Edmondson amounting to the Sum of Fourteen thousand pounds of Tobo and if the said Bills so to be Assigned over and Delivered to the said Dan Sherwood be paid to the said Daniell Sherwood his heirs Exors Admrs or Assigns or any of them then that Obligation was to be Void Otherwise to stand remain and be in full force power and Vertue upon which the said Dan Sherwood sued the said Thomas Edmondson in the Provincial Court and thereon recovered Judgment before Tho Holland Esq and his Associates then Justices of the same Court the Eleventh day of September One thousand Seven hundred and Sixteen Altho the said Thomas Edmondson has been alway ready & willing to Comply with the Condition of the said Bond to have the Land afd Valued and made Over to the said Dan Sherwood the said Dan Sherwood hath unjustly Procured the said Thomas Edmondson by the Sherriffs of Talbott County to be taken and in Prison for the full penalty of the said bond without release nor any part thereof with the Costs of Suit on the Judgment afd to be Detained to the great damage and Greivance of him the said Thomas Edmondson —

Whereupon he hath most Humbly Besought us for a Speedy remedy in this behalf for himself by us provided lest Because we will not have the said Thos Edmondson in this behalf in any wise to be Injured and being willing to have that which is Just to be done Wee Command You that the Complaint of the same Thomas Edmondson in this behalf being heard and having Called the Parties afd before You Heard thereupon the Reasons therefor & Cause to be done to the said Thomas Edmondson full and Speedy Justice as of right and According to the Laws and Customs of our Kingdom of Great Britaine and of our Province of Maryland shall be to be done Wittnesse our trusty and well Beloved John Hart Esq Capt Generall and Gov in Chiefe of our Province of Maryland and Territories thereto Belonging at the City of Annapolis the 16th day of April in the 2d Year Dominion &c Anno Domini 1717

(Ed Dulany) John Beard Regr —

And now here at this day to wit the 18th day of September Anno Domi 1717 Comes here into Court the said Dan Sherwood by Thomas Bordley his Attorney and prays Leave to Imparle hereunto until next Court & thereupon day is given to the Plff to reply Plea afd Also —