At the said next Court to wit the 8th day of April Anno Domini 1718 Came
again as well the said John Tanner by his Attorney aforesaid as the said Robert
Robert Freeland Admr as aforesaid by his Attorney aforesaid for that is
Said by the Court here that in the Record and proceedings aforesaid and also in the
rendering of Judgment thereon & in no thing erred. It is therefore considered
by the Justices here the day and year last mentioned that the Judgment
be in all things affirmed and stand in its full force and effect
and further it is considered that the aforesaid Robt Freeland Admr aforesaid recover against the said
John Tanner the sume of
pounds of Tobacco to the said Samuel Robt Freeland Admr aforesaid the
Court here adjudged according to the forme of the Statute thereof lately
Published and provided for his costs and charges and his Damages by him
Sustained by Occasion of the Detayning of the Execution aforesaid by the prosecution
of the appeale aforesaid. And that the said Robert Freeland Admr aforesaid have thereof
his Execution

Memd

Thomas Bourne Admr of }
Samuel Bourne }

Dor Mord: Moore

The proceedings in this Cause obtained by
Majestys writt of Error the Tenor of which follows
in these words Viz:

Maryland ss

Anne by the Grace of God of Great Britain France
and Ireland Queen Defender of the Faith &c. To our Trusty and well
beloved John Leach Gent one Chief Justices of our County Court of Calvert
Greeting Because in the Record and proceedings as also in the Rendering
Judgment thereupon of a plea which was in the said County Court held for
the said County before Coll: John Bigger and others his Associates Justices
of our said Court by our Writt between Thordeay Moore Plaintiff and
Jam: Bourne late of Anne Arundell County Chirurgion Defendt was also
in the Awarding of an Attachment and Rendering Judgment
for Condemnation thereon for the Sume of Eighty five pounds Seven Shill
& Sixpence Flem and Six teen hundred and fifty Eight pounds of Tobacco
for Costs of Suit and in the Awarding Execution thereupon as by the Record &
process thereof in our said County Court remaining Manifestly appears
Manifest Error hath happened to the Great Damage of Thos Bourne
of Calvert County Gent Admr &c. of all and Singular the Goods Chattles

(Rights)

Rights and Credits whatsoever of the said Samuel at the time of his Death as by his
as of his Complaint We have received and in Relaxation of the Administration
aforesaid We being willing in due Manner to Correct the Error if any there be that
Just and Speedy Justice be done the party in this behalf Commanding you that
if Judgment hath been rendered in the Cause aforesaid and Condemnation
on the Writt of Attachment aforesaid Adjudged and Execution thereupon
awarded then the Record and process and also the plea aforesaid and the
Awarding Condemnation upon the Attachment aforesaid and Execution there
upon aforesaid with all things thereunto relateing under your Seale Openly and
Distinctly you send and this Writt so that you may have the same
before our Justices of our Provinciale Court to be held at Annapolis
the Second Munday of July next that the Record and process aforesaid
being inspected We may further do therein for the Correcting that Error
what of Right according to the Law and Custome of our Realm of Great
Britain Ought to be done Witness Edward Lloyd at the City of Annapolis
the 22d Day of June in the 12th Year of our Reigne &c Anno Domi
1713

(Bordley)

Edm Ben Jon Esqr in

At which said Second Monday of July to wit the 13th day of the same
month Anno Domi 1713 Comes into the Prov Court before the Justices thereof as
well the said Thos Bourne Admr as aforesaid by Thos Bordley his Attorney as the Dor Mord:
Moore by Thomas Macnemara his Attorney and thereupon day is given to the
parties in the premisses aforesaid until the next Court

At which said next Court to wit the 13th day of October Anno Domi 1713 Come again
as well the said Pltff by his Atty aforesaid Deft by his Atty aforesaid And thereupon
further day is given to the said parties in the premisses aforesaid until the next Court

At the said next Court to wit the 13th Day of April Anno Domi 1714 Comes again
as well the said Pltff by his Atty aforesaid the said Deft by his Atty aforesaid and
thereupon further Day is Given to the said parties in the premisses aforesaid until the
next Court

At which said next Court to wit the 13th day of July Anno Domi 1714 Come
again as well the said Pltff by his Atty aforesaid as the said
Deft by his Atty aforesaid and thereupon further day is Given to the said parties
in the premisses aforesaid until the next Court

At the said next Court to wit the 21st day of Sept Anno Domi 1714 Comes again
as well the said Pltff by his Attorney aforesaid as the said Deft by his Atty
aforesaid & thereupon further day is Given to the said parties in the premisses
until the next Court

(46)