the which Cause was Continued from Court to Court untill this present Court Viz.t the Twenty Eighth day of March Anno Domini Seventeen hundred and Seventeen Between the said Cause Plaintiff and Defendt said Attorney as also the said Defendt by his said Attorney And thereupon the said Plaintiff declares Viz.t

Cecil County ss: William Douglas of Cecil County Gent. Complaint Doth declare That Wm Douglas of Cecill County in the Province of Maryland Gent.n was Summoned to Answer unto Mathias Vanderheyden of Apoca that he render to him the Sum of One hundred pounds good & Lawfull money of the Province of Pensilvania of the Value of Sixty Six pounds Thirteen Shillings & four pence Current money of Maryland w.ch he unjustly detaines &c. And whereas the aforesaid Eighty And Just complaint upon the aforesaid Mathias by Thomas Bowne his Attorney saith that whereas the aforesaid day of August in the year of our Lord Christ Seventeen hundred and Seven at St. Stephens Parish in Cecil County aforesaid within this Jurisdiction of this Court by his Certain writeing Obligatory which the said Deft. Sealed and as his deed delivered hereinto Court brought the date whereof is the same day & year with his Seale and as his deed delivered hereinto Court brought, the date whereof is the same day & year aforesaid granted himself holden and firmly bounden to the aforesaid Mathias in the aforesaid One hundred pounds of good & Lawfull money of the Province of Pensilvania of the aforesaid Value of Sixty Six pounds Thirteen Shillings & four pence Current money of Maryland to be paid to the said Mathias which thereunto he should be required Yet the aforesaid Deft. Although often required the aforesaid One hundred pounds of Pensilvania Money to the said Mathias hath not rendered but the same to render doth hitherto wholly denyed and yet to render denyes and Injustly detaines to the damage of the said Mathias Eighty Six pounds Current money of Maryland & therefore he brings Suit &c. Pledges &c. Jno Doe and Rich.d Roe

The which Deed being read and the Pleas and Demurr filed by the Defts Attorys John Roberts & John Sloan the aforesaid Pleas & Demurr were willdrawn by the Consent of both parties Attorys and confessed Judgment for Non Solvm Informatus — Therefore it is Considered by the Court here this day Viz.t the tenth day of March in the Year last Mentioned That whereas the said defend.t by his said Attorney having withdrawn his Pleas &c. and Nothing appearing why Judgment should not be given against the said defend.t That the said Mathias Vanderheyden shall do recover against the said Wm Douglas the said Defts Arrears the Summe of One hundred pounds good and Lawfull money of the Province of Pensilvania Debt as also the Summe of five hundred twenty three pounds of Tobacco Cost of Suit and the said Wm in Mercy &c.

John Dowdall Clk

Vera Copia Pmo John Dowdall Clk Cecil Co.ty Maryland

And now here this day to wit the 10.th day of September Anno Domi 1717 Comes the said Wm Douglas into his Lordships Prov.l Court by Thomas Maune of the Inner Attorney and saith that in the record and proceedings aforesaid as also in rendering the Judgment aforesaid it is manifestly Erred in that Viz.t

That the said Wm Douglas was Committed into the Sheriffs Custody like he should give Special Bayle he having taken by an Illegall writt & not duly Summoned to Answer

2dly It is Erred in that the Original Writt Sued out is Informal, the Style not being in Curr.t time and the return thereof impossible

3dly It is Erred in this, that Nil dicit does not Appear by the record that the said Douglas had Sued an Imparlance as by Law Considering the Style of the writt ought to be granted him

4thly It is Erred in this, that Judgment was given against the said Douglas before he was Arrested & Summoned to Answer the said Mathias Vanderheydon in the said plea of debt & any Original Sued out

5thly It is Erred in this that No Warrants of Attorney appear to be filed in the said plea of Debt

6thly It is Erred in this, that the Pleas and Demurr Mentioned in the said Record are not at large therein Mentioned, and that it does not Appear who Confessed Judgment nor for what

7thly It is Erred in this, that the said two hundred and twenty three pounds of Tobacco are given for Costs for the same Ought to be Awarded for damages for detaining the debt

8thly It is Erred in this, that it is not averred in the deed that One hundred pounds money of Pensilvania is of the Value of Sixty pounds Maryland Money

9thly It is Erred in this, that the Recovery is not for the same debt and in the same words in writt

10thly It is Erred in this, that the after withdrawing the Pleas and Demurr Liberty was not given to the Defts to replead, w.ch by the Judgment appears to have been denyed him, But for that Judgment was not Given for the Defts Whereupon the said Wm Douglas prays that the Judgment aforesaid for Him and Others the Defts in the Record and Process aforesaid being may be Reversed Annulled and Altogether held for None And that he the said Douglas may by Occasion of the Judgment aforesaid have Restitution of all & Singular his Goods & Chattles Rights & Credits which were of the said Douglas at the time of the Judgment aforesaid may be restored &c. And that the Court of the Lord Proprietor here may proceed to the Examination & Review of the record and process aforesaid & the Matters therein above for Error assigned —

Tho Mainemara

Whereupon the said Mathias Vanderheyden by Michael Howard and Daniel Dulany his Attorneys Appears and Says that in the record and process aforesaid and also in rendering the Judgment aforesaid it is

(sein)

in Nothing Erred and prays that the same Judgment may in all things be affirmed &c.

And the said Wm Douglas as well as the said Wm Douglas as the said Mathias Vanderheyden by their Attorneys aforesaid pray that this Court of his Lordships the Lord Proprietor here will proceed as well to the Examination of the Record and Proceedings as the Matters above for Errors assigned &c. Notice Exception for that the said Court here is not advised of their Judgment & Sentence upon the premisses & a day is given to the said parties to hear there of their Judgment & Sentence at the next &c. At which said Court to with the 3.d day of October Anno Domi 1717 Come again the said parties aforesaid by their Attorneys aforesaid But for that the said Court here as yet is not advised of their Judgment & upon the premisses & day there of is further given to the said parties to hear there of their Judgment & Sentence at the next Court for that the said Court yet are not &c. At which said Court to with the 8.th day of April Anno Domi 1718 Comes again as well the said Wm Douglas by his Attorney aforesaid as the said Mathias Vanderheyden by his Attorneys aforesaid And for here upon all and Singular the premisses being by the Court here seen heard and fully understood and Matured Deliberation being thereupon had, It is therefore Considered by the Justices here the day and year last Mentioned that the Judgment aforesaid for the Errors aforesaid and others in the Record and proceedings being be reversed Annulled and Altogether held for None, and that he the said Wm Douglas to all things that thereby he hath Lost be restored &c. And also it is Considered by the Justices here the said day and year that the said Wm Douglas Recover against the said Mathias Vanderheyden the Summe of

1374 Pounds of Tobacco by the Court here adjudged with to him for his Costs and Charges by him upon the Prosecution of the said Writt of Error laid out & expended, And that the said Wm Douglas have there of his Execution &c. —

Henrietta Easterling admr & of John Easterling vs Mr James Duke

The Justices of this Lordships County Court of Calvert County Transmit to the Justices of the Prov.l Court of the Province of Maryland The following record on the Appeale made by the said Henrietta Easterling admr & of the said John Easterling from the said County Court The Tenor of which follows in these words Viz.t

Calvert County ss: In the Records and proceedings of Calvert County Court amongst other things is there Contained as follows Viz.t

At a Court of his Lordships the Right Honble Charles Absolute Lord and Proprietary of the Province of Maryland and Avalon Lord Baron of Baltimore &c. Held at Calvert Town in and for Calvert County the third Tuesday in March being the Nineteenth day of the same Month in the Second Year of his said Lordships Dom.n &c. and in the year of our Lord God One thousand Seven hundred and Sixteen By his Lordships Justices thereunto Authorized and appointed Viz.t

Present

The Worpfull — John Smith, Alex.r Parran, Tom.s Smith, Hen.y Hardy, & Patrick Andrew — Gent.n Justices

Edw.d Botelor Clk

Abraham Browne Sheriff

Mr Blo James Duke Sen.r — Calv.t County ss: Henrietta Easterling of Calvert County Widow Admr & of Sale and Singular the Goods & Chattles Rights and Credits which were of John Easterling late of the County aforesaid Planter Deced who dyed Intestate (as it is said) was Attached to Answer unto James Duke Sen.r of a plea of Trespass upon the Case

Dd Henrietta Easterling admr & of John Easterling

And Whereupon the same James by Thomas Mainemara his Attorney Complaines that Whereas the said John Easterling in his Life time to with the Eleventh day of October in the Year of our Lord God Seventeen hundred and five at Calvert County and within the Jurisdiction of this Court the said John Heath and the said Negotiateing and useing the Trade of Merchandize made and did with his proper hand Subscribed his certain third Bill of Exchange in writeing according to the use and Custome of Merchants from the time where of the Memory of Man is not to the Contrary exceeded Approved bearing date the same day & Year and the same bill to a certain John Goodwin Merch.t in London for the payment directed and by the same bill requested the said John Goodwin at Sixty days Sight of that his third bill of Exchange his first and Second of the same Tenor and date not paid to pay unto the said James or order the Summe of Seventeen pounds fifteen shill.s and Six pence Sterl.g Value received and to place the same to Acct of the said John Easterling — The said John Easterling in his Lifetime in Consid.n of the premisses aforesaid &c.

(the)