forty Six pounds of Tobacco Debt in the Court to be paid in County pay to wit two hundred Eighty Eight pounds of Tobacco And it is Considered by the Court here That Moseine goods so Attached as aft in the hands of Thomas Billins & Catherine his wife to be Condemned to and for the use of John Scott and Jane Pittman his wife late Exx of the last will & Testament of Peter Dent dec'd to the said John Scott giving Security According to Law.

A True Copy of what is found upon Record in Somerset County Court
Test Alexander Hall Cl

And now here at this day to wit the 11th day of September Anno Dom: 1722 Comes the said Wm Stevens Howard and Thomas Howard adm'rs of Edmond Howard into his Lordships proper Court by Daniel Dulany their Attorney and prays Allowance as the Record as it is not Sufficient and that the same record is Deminished his Lordships writ of Domination may issue directed to the Justices of Somerset County Court Commanding them to return a full Transcript of the whole proceedings in the Action aft without any Domination whatsoever to the end Speedy Justice may be done in the premisses According to Law returnable the next proper Court. which is by the Court here granted— And Issued Accordingly in the words following viz:—

Maryland ss Charles absolute Lord and Propry of the provinces of Maryland and Avalon Lord Baron of Baltimore &c To our Justices of Somerset County Greeting whereas in a certain Action of Debt for the sum of Five thousand five hundred and Eighty pounds of good sound Merchantable Tobacco and Cask between John Scot and Jane Pittman his wife Ex'x of the last will & Testament of Mr Peter Dent dec'd pl'ff and William Stevens Howard and Thomas Howard Adm'rs of the last will & Testament of Edmond Howard late of Charles County in the province of Maryland dec'd Defend't lately depending before you wherein the said William Stevens Howard and Thom's Howard brought their writ of Error to Correct the Errors in the same Judgment returnable before the Justices our provincial Court And in pursuance of the writ of Error aft a Tranverript of the proceed and proceedings therein was Transmitted. But for as much as the Justices of our said prov'l Court are not fully satisfied that there is a sufficient record sent in the Action aft but the Record there of Deminished We therefore Command you that without Delay a full Tranverript of the whole proceedings thereon you Cause to be Transmitted to our Justices of our provincial Court to be holden at Annapolis the Second Thursday of April next without any Domination whatsoever to the end Speedy Justice may be done in the premisses According to Law whereof you are in no wise to fail and Send you then there this writ Witness Samuel Young Esq'r Chief Justice of our said provincial Court the 26th day of September in the Seventh year of our Dom: & Anno Dom: 1722.

(D Dulany) Jachet Denton Cl

At which said Second Thursday of April to wit the 9th day of April Anno Dom: 1723 being the day of the return of the writ aft Comes again in to his Lordships Provincial Court here the said Wm Stevens Howard and Thomas Howard adm'rs of the said Edmond Howard by Dan'l Dulany their Attorney. And the Justices of Somerset County to whom the same writ was Directed in ake return thereof to the Court here thus Endorsed viz't

The Execution of the within writ Appears by the Record hereunto annexed—
Certified by Thos Hayward Dep'y Cl Court

which record Mentioned in the aforegoing return follows in these words viz't:

(Somerset)

Somerset County ss: In the Record and proceedings of Somerset County Court Amongst Other things it is thus Contained viz't

Somerset County ss: At a Court held by his Majesty's worshipfull Justices of the peace for Somerset County at Dividing Creek the 12th day of October Anno Dom: 1716.

Commissioners Present { Capt Charles Ballard, Mr Joseph Gray, Mr Samuel Hopkins, Mr Benj'a Wailes } { Capt William Eleanor, Mr John Smith, Mr Samuel Handy }

John Scott & Jane Pittman his wife &c ... pl'ffs
vs
William Stevens Howard & Thom's Howard adm'rs ... Def'ts

Somerset County ss: William Stevens Howard and Thomas Howard adm'rs of the last will and Testament of Edmond Howard late of Charles County in Maryland dec'd was Summoned to Answer unto John Scott & Jane Pittman his wife late Ex'x of the last will and Testament of Peter Dent dec'd of a plea that they render unto them the full and just Sum of five thousand five hundred and eighty pounds of good sound Merchantable tobacco and Cask which from them they Injustly detain &c:—

And Whereupon the same John and Jane Pittman in their Proper person Complains that the said Edmond Howard in his life time on the Sixteenth day of August Anno Dom: Seventeen hundred and one at Coconahe within the Jurisdiction of this Court by his Certain writing Obligatory which the said John & Jane Pittman with the Seale of the said Edmond Signed bringeth here into Court dated the day and year aft in which the said Edmond Obliged himself to pay unto the said Peter the Sum of five thousand five hundred and eighty pounds of good sound Merchantable leaf tobacco and Cask at the time therein to be paid unto the said Peter he the said Edmond not rendred in his life nor unto the said John and Jane Pittman since the decease of the said Peter nor the said William Stevens and Thomas since the decease of the said Edmond the time thereunto required the same to render hath Denied and still doth deny to the Damage of the said John and Jane Pittman in their Capacity of Exx as aforesaid five thousand pounds of Tobacco and thereupon they bring this Suit &c: Pledges John Doe & Richard Roe

And the said John Scott and Jane Pittman bringeth here into Court their Letters Testamentary &c:

And now here at this day the pl'ffs Attorney humbly Prays the Court for a writ of Attachment the def'ts now returning to this Court that the Defend't is not to be found in his Bailiwick and that he hath left a Copy of the pl'ffs Declaration at their last abode in Somerset County. And for that it seemeth to the Court here that the pl'ff hath Complied with the Law in this granted and that the Sheriff Attach any of the Effects of the said Edmond Howard if to be found in Somerset County to the Value of five thousand five hundred and eighty pounds of Tobacco for the use of the pl'ffs as also their Costs three hundred Ninety Six pounds of Tobacco laid out and Expended by means of said Suit and the Defend't in Mercy.

Somerset County ss: At a Court held for Somerset County at Dividing Creek the 24th Day of August Anno 1717.

Commissioners Present { Capt Charles Ballard, Wm Joseph Gray, Mr Samuel Hopkins, Mr Samuel Handy } { Mr Jno & Macclester, Mr John Smith, Mr John Jones }

John Scott and ux'r Ex'x pl'ffs
vs
Thom's Billins & Cath'e Collins def'ts

Maryland ss Charles absolute Lord and Propry of the province of Maryland and Avalon Lord Baron of Baltimore &c To the Sheriff of Somerset County Greeting We Command you that you Attach any the goods Chattels rights or Credits of William Stevens Howard and Thomas Howard adm'rs of the last will and Testament of Edmond Howard

(if)