At which said Court to wit the 17th day of October Anno Domi 1727 Comes again as ye the said Michael Howard who pts for the said Joshua Dorsey by his Attorney aff. And the said Joshua Dorsey by his said Attorney prays further Leave to Imparle hereunto untill next Court. And he hath it. And the same Day is Given to the said Michael Howard who pts Also —

At which said next Court to wit the 21st Day of May Anno Domi 1728 Comes again as ye the said Michael Howard who pts for the said Joshua Dorsey by his Attorney aff. & the said Joshua Dorsey by his said Attorney prays further Leave to Imparle hereunto untill next Court. & he hath it. & the same Day is Given to the said Michael Howard who pts Also —

At which said next Court to wit the 20th day of May Anno Domi 1729 Comes again as ye the said Michael Howard Esq. who pts for the said Joshua Dorsey by Edmund Jennings his Attorney & the said Joshua Dorsey by his said Attorney Comes and prays a hearing of the aff. writt of Scire facias & it is read unto him he also prays a hearing of the Judgment of the writt of Scire Facias which is also read unto him in these words following viz. Memorandum the within writt of Scire facias issued at the request of Benjamin Tasker Esq. Adm. of the Goods & Chattles & of William Bladen Esq. Dec. which being read and heard the said Joshua Dorsey saith that the Said Bond & his Execution of the said Debt of Five Hundred Thousand pounds of Tob. According to the forme of the Recovery mentioned in the said Writt of Scire facias ought not to have because he saith that he the said Joshua Dorsey or any other person whatsoever was not indebted to the said William Bladen in the Judgment mentioned in his Life time or since his Decease to the said Benjamin Tasker Adm. of the Goods and Chattles & of the said William Bladen in any Sum of Money or Quantity and Chattles & of the said William Bladen in any Sum of Money or Quantity of Tob. or any other Manner by or for which the said Bond Bringing at the request of the said Benjamin Tasker as Adm. of the Goods and Chattles & of the said William Bladen ought to have Execution of the Debt aff. According to the forme of the Recovery aff. in the said writt of Scire facias mentioned And this he the said Joshua Dorsey is ready to verify wherefore he prays Judgment if the said Bond Bringing his Execution of the said Debt of Five hundred Thousand pounds of Tob. According to the forme of the afore mentioned Recovery ought to have &c —

And Michael Howard Esq. Attorney General of the Bond Bringing wh. for the said Bond the King in this behalf prosecutes saith that the plea aff. of the aff. Joshua in Barr pleaded and the Matter in the same Contained are altogether Insufficient in Law to bar the said Attorney General of the Bond Bringing from having Execution of the Debt aff. According to the forme of the Recovery aff. And that the said Attorney in that plea hath no need nor by the Law of the Land many but is Held to Answer And this for the said Bond the King the said Attorney General is ready to verify wherefore for the said Bond the King he prays Execution of the

(Debt.)



Debt aff. According to the form of the Recovery aff. to the said Bond the King be Adjudged &c

And the said Joshua Dorsey since he by a bare pleading hath Alledged Insufficient Matter in Law to preclude the said Attorney General from having Execution of the Debt aff. According to the forme of the Recovery aff. which he is ready to verify which said Matter the said Attorney General hath not Gainsayed nor in any wise Answered but is pressed to admitt the said verification do before prays Judgment & that the said Bond Bringing from having Execution of the Debt aff. According to the forme of the Recovery aff. may be precluded &c — —

Whereupon all and Singular the premisses being by the Court here seen heard & fully understood & mature Deliberation being thereupon had for that it seems to the Court here that the said Joshua Dorsey Above by pleading hath Alledged Insufficient Matter in Law to preclude the said Attorney General from having Execution of the Debt aff. According to the forme of the Recovery aforesaid —

Therefore it is Considered by the Justices here the 20th Day of May Anno Domi 1729 that the said Michael Howard Esq. Attorney General who pts take nothing by the writt aff. and that the said Joshua Dorsey go thereof without Day —

Whereupon Michael Howard Esq. Attorney General who pts on behalf of Benj. Tasker Esq. Adm. of William Bladen Esq. Dec. prays an Appeale from the Judgment aff. to the High Court of Appeals which is Granted And Ordered that the Record thereof be transmitted Accordingly —

Wm. M. John Humphreys } Maryland ss
Ch. William Smith . . . } Cecil County ss

Be it Remembred that heretofore to wit the 16th day of May Anno Domi 1727 William Smith of Baltimore County Gent. high Sheriff of the same County was Attached to Answer unto the Honourable John Humphreys of a plea of Trespass upon the Case —

And whereupon the said John Humphreys by William Buckingham his Attorney Complains that whereas he the said John the twenty sixth day of October Anno Domi Seventeen hundred Twenty four at Baltimore County was Rector and Incumbent of St George's Parish in the same County & so Continued from the said twenty sixth day of October untill the Seventh day of February then next following by reason whereof he the said John Humphreys became Intitled to the Sum of fourty pounds of Tob. A Tole from every Tithable person within the said Parish for every year & so in proportion for a shorter time & the aff. John in fact saith that he the aff. William Smith (he the said William Smith being Sheriff of the said County after the aff. Seventh day of February to wit on the Ninth day of May then next following at Baltimore County aforesaid) Receive from the Tithable People of the said Parish for the use of him the said John the Sum of Six thousand four hundred pounds of Tob. & the same having so received the aff. William Smith in Consideration thereof afterwards to wit the same day & year last mentioned at Baltimore County aforesaid upon himself Assumed & to the aff. John then & there faithfully promised that he the

(aff.)