Leave to Imparle hereunto untill Next Court & he hath it & the Same Day is Given to the s.d Att.y Gen.l who &c. also.

At Which s.d Next Court to wit the 15.th Day of May Anno Dominii 1733 Comes again as well the Said Att.y Gen.l who &c. as the s.d Hew Mathews by his Att.y Jap.d & the said Hugh Mathews by his Said Att.y Prays further Leave to Imparle hereunto untill Next Court & he hath it & the Same Day is given to the Att.y Gen.l who &c. also.

At which Said Next Court to wit the 16.th Day of October Anno Dominii 1733 Comes again as well the s.d Att.y Gen.l who &c. as the s.d Hugh Mathews by his Att.y Jap.d & the Said Hugh Mathews by his Said Att.y Prays further Leave to Imparle hereunto untill Next Court & he hath it & the Same Day is Given to the s.d Att.y Gen.l who &c. also.

At which Said Next Court to wit the 21.st Day of May Anno Dominii 1734 Comes Again as well the s.d Att.y Gen.l who &c. as the s.d Hugh Mathews by his Att.y Jap.d & the s.d Hugh Mathews by his Said Att.y Saith that the a.d Lord Prop.y Execution Against him for the Debt & Damages a.d nor for any Part thereof in the s.d Writ of Scire facias a.d mentioned ought not to have & by Protestation Saveth that the Same Writ of Scire facias is altogether Insufficient in Law also Protesting that there is not any Such Recovery as is therein Mentioned Yet for Plea the a.d Hugh Saveth that the a.d John Hack as Sheriff of Coil County a.d Owed Nothing to the a.d Gilbert Falconar by Virtue of his Sheriffs Bond or the Judgment thereon Obtained in the s.d Scire facias mentioned & this he is ready to Verifie whereofore he Prays Judgment if the a.d Lord Prop.y Execution against him for the Debt & Damages a.d or any Part thereof to have Ought &c.

And Dan.l Dulany Esq.r Att.y Gen.l & Attor.d Lord Prop.y (who for the Said Lord Prop.y in this behalf Prosecuteth Saith that the s.d Lord Prop.y by any thing above Alledged from having Execution of the Premises Against him the Said Hugh Mathews Ought not to be Precluded because the s.d Att.y Saith that the s.d John Hack Doth owe the s.d Gilbert Falconar the Quantity of Tobacco in the s.d Scire facias mentioned which the s.d John Hack by Virtue of his Office Received to the use of the s.d Gilbert Falconar, to wit, in Coil County a.d & this the s.d Att.y Gen.l for the s.d Lord Prop.y Prays may be Enquired by the Country.

And the Def.t also.

Thereupon the Tryal of the Issue a.d is by the Court here ordered to be had in Queen Anns County.

And Thereupon for trying that Issue Command is Given to the Sheriff of Queen Anns County that he Cause to Come before the Justices of the Provincall Court at Annapolis the third Tuesday in October Next or before the Justices of his Lordship the Lord Prop.y (Appointed to take the Assizes in his County if they Shall before that time to wit on Wednesday the Eighteenth day of September Next to the County Court House in the s.d County Some Jurors

(Good)

Good & Lawfull men of this Bailywick by whom &c. whom the &c. to Recognize &c. because as well &c. Afterwards the Process Continued between the Parties a.d on the Plea a.d by the Jury being put thereon in Respite hereuntill the third Tuesday of October Next. Unless the Justices of this Lordship the Lord Prop.y (to take the Assizes in the County aforesaid on Wednesday the Eighteenth Day of Sep.r Next to the County Court House in the s.d County Should Come.

And Now here at this Day to wit, the s.d third Tuesday of October being the 15.th Day of the Same Month Anno Dominii Seventeen hundred & thirty four Came again before his Lordships Justices of the Provinciall Court here as well the s.d Lord Prop.y by his Att.y a.d as the s.d Hugh Mathews by his Att.y a.d but the Sheriff hath not Sent his Writ.

Whereupon for trying the Issue a.d Command is again Given to the Sheriff of Queen Anns County that he Cause to Come before the Justices of the Provincial Court at Annapolis the Second Tuesday of July Next, or before the Justices Appointed to take the Assizes in his County if they Shall before that time to wit on Wednesday the twenty first Day of May Next to the County Court House in the s.d County Some Jurors &c. by whom &c. who Neither &c. to Recognize in form a.d. Provided always that if two Writs thereupon Should Come to his hands then that he the s.d Sheriff Should Execute & return only one of them & have then there the Names of that Jury & that Writ. Afterwards the Process Continued between the Parties a.d on the Plea a.d by the Jury being put thereon in Respite hereuntill the Second Tuesday of July Next unless the Justices of his Lordship the Lord Prop.y (to take the Assizes in the Said County Assigned on Wednesday the 21.st Day of May Next, to the County Court House in the s.d County Should Come. And now here at this Day to wit, the s.d Second Tuesday of July being the Eighth Day of the same Month Anno Dominii 1736 Comes again into his Lordships Prov.l Court here as well the s.d Dan.l Dulany Esq.r Att.y Gen.l who &c. as the s.d Hugh Mathews by Joshua George his Att.y Jap.d And the Justices of Assize before whom &c. send here their Record before them had in the Words & Figures Afterwards to wit at the Day & Place last before mentioned before Henry Hooper Esq.r One of his Lordships Justices of the Prov.l Court Assigned to take the Assizes in Queen Anns County Comes as well Dan.l Dulany Esq.r who for the said Lord Prop.y as the a.d Hugh Mathews by Joshua George his Att.y And the Jurors of that Jury whereof mention is afore Made being Called Likewise Come to Wit, John Wells, Will.m Emory, Charles Price, Stephen Butch, Tho.s Hackett, Tho.s Davis, Will.m Ratcliff, John Hammond, Dan.l Smith, John Davis, Mathew Brown, Robert Walters, who being Duly Elected tryed & Sworn to Say the truth in the Premisses Upon their Oath Say that the a.d John Hack as Sheriff of Coil County a.d Owes Nothing to the a.d Gilbert Faulconar by Virtue of his Sheriffs Bond or the Judgment thereon Obtained in the s.d Scire facias mentioned. But for that the a.d Court here are not Advised of Rendering their Judgment of & Upon the Verdict & Premisses a.d Day is given to the s.d Parties to hear their Judgment untill Next Court for that the s.d as yet are not &c.

At Which s.d Next Court to wit the 21.st Day of Oct.r Anno Dominii 1735 Comes Again as well the s.d Dan.l Dulany Esq.r Att.y Gen.l who &c. & the s.d Hugh Mathews by his Att.y a.d. Whereupon all & Singular the Premisses

(being)