said Justices undetermined And We being willing for diverse Causes that the plea aforesd undetermined as aforesd should be heard & determined before the Justices of our Provincial Court Therefore We Commaund you that you have the body of the said Joseph Wilson by whatsoever Name he be called together with the Day & Cause of his Caption & Detainer & all things thereunto relating before the Justices of our Provincial Court to be held at Annapolis the third Tuesday of May next that our said Justices of our Provincial Court may further do therein as to Justice appertains & hereof fail not at your Peril & have you then there this Writ Witness Levin Gale Esqr Chief Justice of our said Court the 27th Day of October in the 22d year of our Dominion & Anno Dominii 1736.

Allowed p B Young (W Jennings) Wm Bladen Clk

Auditis hereupon Ordered by the Court here that all things relating to the Premises be transmitted accordingly.

Seal — In Testimony whereof I have hereto affixt the Publick Seal of the County of Prince George the Eighth Day of November Anno Dominii Seventeen hundred & thirty Six

Transp. 153 Tobacco. A Contee Clerk

And now here at this Day to wit the 17th Day of May Anno Dom 1737 Comes into his Lordships Provincial Court here as well the said Turner Wootton and Elizabeth his Wife by Thomas Clark their Attorney as the said Joseph Wilson by Edmund Jennings his Attorney. And thereupon the said Joseph Wilson at the Prayer of the Pltfs by their Attorney aforesd is adjudged to give Special Bail to the Action aforesd Whereupon Thomas Swann Junr & Bigger Head of Prince Georges County Gent became Surety & Bail for the aforesd Joseph Wilson that if it should happen the same Joseph Wilson to be Convicted in this Plea aforesd then the said Thomas Swann Junr & Bigger Head Agreed & Granted that the Damages in the plea aforesd should be made to the behoof of the said Turner Wootton & Elizabeth his Wife together with all Damages Costs & Charges which to the said Turner Wootton & Elizabeth his Wife in that behalf shall be adjudged of their own Lands & Tenements Goods & Chattles if it should happen the said Joseph Wilson those Damages Costs & Charges to the aforesd Turner Wootton & Elizabeth his Wife did not pay or render his Body to the Custody of the Sheriff of Prince Georges County in Satisfaction thereof.

Whereupon for Trying the Plea aforesd Command is given to the Sheriff of Prince Georges County that he Cause to Come before the Justices of the Provincial Court at Annapolis the third Tuesday of October next or before the Justices appointed to take the Assizes in his County if they shall before that time to wit on Friday the thirty eth Day of September next to the County Court house in the said County Twelve Good & Lawfull Men of his Bailywick by whom &c who neither &c to recognize &c because &c.

Afterwards the Process Continued between the parties aforesd on the plea aforesd by the Jury being put thereon in respite here untill the third Tuesday of October next unless the Justices of his Lordship the Lord Propry to take the (Assizes)

Assizes in the said County assigned on Friday the thirty eth Day of September next to the County Court house in the said County should Come.

And now here at this Day to wit the said third Tuesday of October being the 10th Day of the same Month Anno Dom Seventeen hundred & thirty seven Come again into his Lordships Provincial Court here as well the said Turner Wootton & Elizabeth his Wife by Thomas Clark their Attorney as the said Joseph Wilson by Edmund Jennings his Attorney. But the Sheriff hath not sent his Writ.

Thereupon for Trying the Plea aforesd Command is again given to the Sheriff of Prince Georges County that he Cause to Come before the Justices of the Provincial Court at Annapolis the third Tuesday of May next or before the Justices appointed to take the Assizes in his County if they shall before that time to wit on Friday the Twenty Eighth Day of April next to the County Court house in the said County Come Twelve &c to recognize in form aforesd.

Afterward the Process Continued between the parties aforesd on the plea aforesd by the Jury being put thereon in respite here untill the third Tuesday of May next unless the Justices of his Lordship the Lord Propry to take the Assizes in the said County assigned on Friday the twenty Eighth Day of April next to the County Court house in the said County should Come.

And now here at this Day to wit the 16th Day of May Anno Dom 1738 Comes again into his Lordships Provincial Court as well the said Turner Wootton & her by his Attorney aforesd as the said Joseph Wilson by his Attorney aforesd And the Justices of Assize before whom &c and here their Record before them had in these words (Viz) Afterwards to wit the Day & Year last above mentioned before the Honble Benjamin Young & John Hicks Esqrs two of his Lordships Justices of the Provincial Court assigned to take the Assizes in Prince Georges County according to the form of the Statute &c Came as well the within named Turner Wootton & Elizabeth his Wife by Thomas Clark their Attorney as the said Joseph Wilson by Edmund Jennings his Attorney And the Jurors of that Jury whereof mention is above made being called likewise Come to wit Thomas Lancaster John Bowie Senr James Edmondson, John Lanham Junr Minian Magruder, Samuel White William Thomas, William Webster, Thomas Evans, Thomas Wilcoxon, Thomas Gantt Junr & Thomas Marshall Junr who being duly Sworn tried & Sworn to say the Truth in the Premises upon their Oath do say that the Defendant did assume upon himself in manner & form as the Pltfs above against him have declared & do Assess the Damages of the said Pltfs by reason of the Premises aforesd to the Sum of Eight Pounds Sterling because that they find that a horse of that Value was necessary & Convenient to the Circumstances of the Defendant & not a horse of a Greater Value. Test W Jennings Clk

Whereupon all & Singular the Premises being by the Court here seen heard fully understood & Mature deliberation thereupon had for that it seems to the Court here that the Law on the Said & Premises aforesd is with the Defendt

Therefore it is considered by the Justices here the 16th Day of May Anno Dom 1738 aforesd that the said Turner Wootton & Elizabeth his Wife take nothing by their Writ aforesd but be in Mercy for their false Clamour And that the said Joseph Wilson go thereof without Day &c And it also considered that the said Joseph Wilson recover (against)