day of May in the Year of our Lord Seventeen hundred and forty seven It is amongst other things Enacted "That all Lawyers Fees which should be paid in Inspected Tobacco should "be liable to the Abatement of one fifth part" as by the said last mentioned Act still in full force & unrepealed may appear. And Whereas a Certain Francis Lee late of Cecil County Gentleman Deceased in his life time to wit on the Fourteenth day of September in the Year of our Lord Seventeen hundred and forty nine was justly Indebted unto Charles Goldsborough one of the Attorneys of our Provincial Court in the Sum of Five Thousand — One hundred and twenty Pounds of Tobacco for Attorney Fees for Prosecuting and Defending for him the said Francis in our said Courts sundry Causes Plaints and Actions to final Judgment Agreement or other end thereof as by the Records of the said Court and by a Particular Account thereof hereunto annexed may appear And the said Francis does so being Indebted afterwards to wit on the thirtieth day of September in the Year of our Lord Seventeen hundred and thirty nine at Cecil County aforesaid departed this life Intestate as it is Said after whose Death to wit on the fifth day of January in the Year of our Lord Seventeen hundred and forty nine aforesaid Administration of all & singular the Goods Chattels and Credits which were of the said Francis at the time of his Death to James Dick of Annarundel County Merchant by Daniel Dulany Esq. Judge or Commissary General for Probate of Wills and Granting Administrations within our said Province of Maryland in due form of Law was at Annarundel County aforesaid Committed as by the Information of the said Charles Goldsborough we have received Nevertheless Execution of the Goods and Chattels which were of the said Francis at the time of his Death for the aforesaid Sum of Tobacco hath not been made And because We are willing that Right & Justice in this behalf to the said Charles Goldsborough should be done. We Command you that by good and Lawfull Men of your Bailiwick you make known unto the aforesaid James Dick that he be and appear before the Justices of our Provincial Court at the City of Annapolis on the second Tuesday in September next to shew Cause if any thing he hath or knoweth to say why the said Charles Goldsborough shall not have an Execution against him for the said Sum of Tobacco of the Goods Chattels & Credits which were of the said Francis Lee at the time of his Death in his hands to be Administred according to the force form & effect of the Acts of Assembly aforesaid and have you then there the Names of those by whom you shall make known the same and also this Writ. Witness Benjamin Young Esq. (Chief Justice) of our said Provincial Court the 20th Day of April in the 36th Year of our Dominion &c. Annoq. Dom. 1750

Issued Sept. 5th 1750. (J.P.) A Burgess Clk

Which Amount mentioned in the aforegoing Writ of Scire facias was annexed thereto & follows in these Words and Figures Viz.

1749. Dr Mr Francis Lee

Provincial fee for Ag.st Graham on Attachm.t	320
Ditto for ditto ag.st Chapman	320
Ditto for ditto ag.st Miloy	320
Ditto for ditto ag.st Bannister	320.
Ditto for ditto ag.st Harey	320.
Ditto for ditto ag.st Parker as Garn.d of Hallie	320.
Provincial fee for Do. ats Thomas	320.
Ditto for ditto at suit Hall	320.
Ditto at suit Peck	320.
Ditto at suit Dunlipe	320.
Ditto against Rust Netter	320.
Ditto at suit Beal	320
Ditto against McTabb	320
Ditto at suit Allen Davis	320.
Ditto at suit Craig	320
Oct. 1749 Ditto at suit James Johnson	320
	5120

Ditto at suit Chas Goldsborough

(At)

At which said Second Tuesday of September to wit the 11th day of the same Month Anno Dom. 1750. being the day of the return of the aforegoing Writ comes the said Charles Goldsborough in his Proper Person & the Sheriff of Annarundel County to whom the same Writ was directed likewise comes & makes return thereof to the Justices thus Endorsed Viz.t Annarundel County sc.t I hereby Humbly Certify to the Honble the Justices within mentioned That by Virtue of the within Writ to me directed on the 9th day of September Anno Dom. 1750. Before William Brown and Thomas Greenfield two good and Lawfull Men of my Bailiwick I made known unto the within named James Dick that he should be and appear before the Justices within mentioned at the day and place within contained to shew Cause why the within named Charles Goldsborough should not have an Execution against him &c. as by the within Writ I am Commanded

To Answer Jno Gassaway Shff.

And the said James Dick by Daniel Dulany his Attorney comes & prays leave to Imparle hereunto until next Court and he hath it and the same day is given to the Plaintiff also

At which said next Court to wit the 9th day of April Anno Dom. 1751. Come again as well the said Charles Goldsborough in his Proper Person as the aforesaid James Dick by his Attorney aforesaid and the said James Dick by his said Attorney prays further leave to Imparle hereunto until next Court and he hath it & the same day is given to the Pl.ff also

At which said next Court to wit the 10th day of September Anno Dom. 1751. Comes again as well the said Charles Goldsborough in his Proper Person as the aforesaid James Dick by his Attorney aforesaid and the said James Dick by his said Attorney offers himself ready against the aforesaid Charles Goldsborough in the Plea aforesaid But the said Charles Goldsborough tho' Solemnly called comes not but makes default nor does he further Prosecute his Writ against the aforesaid James Dick Dem.t as aforesaid

Therefore it is Considered by the Justices here That the said Charles Goldsborough take nothing by his Writ aforesaid But that the said James Dick go thereof without day &c. And it is also Considered that the Said James Dick recover against the said Charles Goldsborough the Sum of

Pounds of Tobacco by the Court here unto him on his Absent adjudged for his Costs & Charges by him about his defence in this behalf laid out and expended And that he have thereof his Execution &c.

Test A Burgess Clk

NB. DD. John Darnall Esq.r
v.
RD. Eliz.a Smith Exec.x of Samuel Smith

Command was given to the Sheriff of Annarundel County that he should take Elizabeth Smith late of Annarundel County Widow & Executrix of the Testament and last Will of Samuel Smith of the same County Gentleman deceased if she should be found in his Bailiwick and her safe keep so that he might have her Body before the Justices of his Lordships Provincial Court to be held at Annapolis the Second Tuesday of April then next to Answer unto John Darnall in a Plea of Trespass upon the Case &c. And that thereof he the said Sheriff should not fail &c.

And the aforesaid John Darnall by Stephen Bordley his Attorney Complains against the aforesaid Eliz.a Smith Exec. as aforesaid in the Plea aforesaid as follows Viz.t

Maryland sc.t Elizabeth Smith late of Annarundel County Widow & Executrix of the Testament and Last Will of Samuel Smith late of the same County Gentleman deceased was attached to answer unto John Darnall in a Plea of Trespass upon the Case &c.

(And)