And the said Barton Hungerford dec.d by Jeremiah Chew his Attorney comes and 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 11th day of September Anno Dom.i 1753 come again the said Parties Plaintiff and Defendant by their Attorneys afo.r & the said Defendant by his said Attorney prays further leave to imparle hereunto until next Court & he hath it & the same Day is given to the Plaintiff also. At which said next Court to wit the 21st Day of May Anno Dom.i 1754 come again the said Parties Plaintiff and Defendant by their Attorneys afo.r and the said Defendant by his said Attorney prays further leave to Imparle hereunto until next Court & he hath it and the same Day is given to the Plaintiff also At which which said next Court to wit the 15th Day of October Anno Dom.i 1754 come again as well the said Sarah Martin Exe.tr afo.r by her Attorney afo.r as the said Barton Hungerford by his Attorney afo.r and the said Barton Hungerford by his said Attorney comes & saith that the said Sarah Executrix afo.r ought not to have her Execution afo.r against him for the Costs afo.r because he saith that there is not any such Record of the Judgment afo.r & Recovery afo.r in the said Court now here remaining as She the said Sarah by her Writ afo.r hath above supposed and this he is ready to Verify wherefore he prays Judgment if the said Sarah ought to have her Execution afo.r for the Costs afo.r against him and so forth And the said Barton by leave of the Court here and according to the form of the Statute in such cases made and provided by his Attorney afo.r further comes and saith that the said Sarah Executrix afo.r ought not to have her Execution against him for the Costs afo.r Because he saith that after the Recovery of the Judgment afo.r in the Writ of Scirefacias afo.r above mentioned and before the Suing of the said Writ of Scirefacias to wit on the Day of in the Year of our Lord One Thousand seven hundred & fifty he paid to the said Richard Martin in his life time the Sum of Pounds of Tobacco in Satisfaction and Discharge of the Judgment afo.r to wit at Charles County afo.r which said Pounds of Tobacco the said Richard in his life time then & there Received and accepted in full satisfaction and discharge of the Judgment afo.r & this he is ready to Verify Wherefore he prays Judgment if the said Sarah ought to have her Execution against him for the Costs afo.r and so forth And the said Sarah saith that she by any thing in the first Plea of the said Barton above pleaded alledged from having her Execution afo.r against him ought not to be precluded because she saith that there is such Record as by her Writ afo.r she hath above supposed and this she is ready to Verify by that Record as the Court here shall consider &c. And as to the second Plea of the said Barton above pleaded the said Sarah saith that the said Plea by the said Barton in Bar of the Execution of the said Sarah above pleaded and the matter in the same contained are insufficient in the Law to preclude her the said Sarah from having her Execution against the said Barton to which Plea in manner and form pleaded the said Sarah is not obliged nor held by the Law of the Land to Answer and this she is ready to Verify Wherefore the said Sarah prays Judgment and Execution for the Costs afo.r to be Adjudged to her &c. And for causes of Demurrer in law the said Sarah according to the form of the Statute in such Case made and provided shews to the Court here the Causes following to wit that in the said Plea divers blank spaces wanting words to signify and express the Day Month and Year and other Things.

Nevertheless the said Barton Hungerford by his Attorney afo.r Relinquishes the Averment above by him pleaded Thereupon the said Sarah Martin prays that the said Barton Hungerford to her Writ of Scirefacias afo.r may appear and Answer But the said Barton Hungerford altho.r solemnly called comes not but makes Default

Therefore it is Considered by the Justices here That the said Sarah Martin Executrix as afo.r Have her Execution against the said Barton Hungerford dec.d for as Well the Sum of Two thousand Eight hundred and thirty six Pounds one quarter of a pound & two fifths Parts of a pound of Tob.o Costs in the Writ of Scirefacias afo.r specified as also the Sum of Pounds of Tob.o by the Court here unto her in her Agreement Adjudged for her Damages by Delay of the Execution of the Judgment afo.r & her Execution upon the same Court

Test N Wardell Clk

2d Mess.rs Lightfoot and Tabb vs James Carey

Command was given to the Sheriff of Baltimore County that he should take James Carey late of Baltimore County Merchant otherwise called James Carey of the County and Town of Baltimore if he should be found in his Bailiwick and him safe keep so that he might have his Body before his Lordships Justices of the Provincial Court to be held at Annapolis the Second Tuesday of April then next to Answer unto Mess.rs Lightfoot and Tabb of the Town and County of York in Virginia of a Plea that he render unto them three Hundred one Pounds six Shillings and six Pence Sterling Money which to them he Owes and unjustly detains &c and that thereof he the said Sheriff should not fail &c. And the said Mess.rs Lightfoot and Tabb by Daniel Dulany their Attorney Pleaded against the afo.r James Carey in the Plea afo.r as follows viz.t

Maryland ss. James Carey late of Baltimore County Merchant otherwise called James Carey of the County and Town of Baltimore was Summoned to Answer unto Mess.rs Lightfoot and Tabb of the Town and County of York in Virginia of a Plea that he render unto them Three hundred one Pounds six Shillings and six Pence Sterling Money which to them he Owes and unjustly detains &c And Whereupon the afo.r Mess.rs Lightfoot and Tabb by Daniel Dulany Junior their Attorney say that Whereas the afo.r James on the sixth Day of June in the Year of our Lord Seventeen hundred and fifty one at Baltimore County by his certain Writing Obligatory which Sealed with the Seal of the said James the said Mess.rs Lightfoot & Tabb here into Court bring the Date whereof is the same Day and Year acknowledged himself to be held & firmly bound unto the said Mess.rs Lightfoot and Tabb in the just and full Sum of four hundred one Pounds fifteen Shillings and four Pence Current Money of Virginia which said Sum of four hundred one Pounds fifteen Shillings and four Pence Current Money of Virginia amounted unto and at the time of making the said writing Obligatory and always afterwards did amount unto the afo.r Sum of Three Hundred one Pounds six Shillings and six Pence Sterling Money to be paid unto the said Mess.rs Lightfoot and Tabb when afterwards he should be thereunto requested Nevertheless the said James altho.r often thereunto requested the afo.r Sum of four hundred one Pounds fifteen Shillings and four Pence Current Money of Virginia or the afo.r Sum of three Hundred one Pounds six Shillings and six Pence Sterling Money afo.r hath not yet paid to the said Mess.rs Lightfoot & Tabb but the same hitherto to pay hath refused and still doth refuse to the Damage of the said Mess.rs Lightfoot and Tabb three hundred one Pounds six Shillings and six Pence Sterling Money afo.r and thereupon they bring suit &c.

Pledges &c. John Doe, Richard Roe

A Copy of which aforegoing Declaration was made and sent with the Writ in the Plea afo.r At which said second Tuesday of April to wit the 10th day of the same Month Anno Dom.i 1753 being the Day of the return of the foregoing Writ comes the said Lightfoot and Tabb by their Attorney afo.r and the Sheriff of Baltimore County to whom the same Writ was directed likewise comes and makes return thereof to the Court here thus Endorsed viz.t

Cepi N Young Shff.

And the said James Carey being called upon appears Thereupon at the Prayer of the Plaintiffs by their Attorney afo.r the said James Carey is adjudged to give special Bail to the Action afo.r Thereupon the said James Carey files the following Bail viz.t Lightfoot and Tabb Plaintiffs against James Carey Defendant You Thomas Sligh and Thomas Shredine and either of you do undertake for the said James Carey Defendant in Seven Hundred Pounds Sterling Money to be Levied on your and either of your Lands and Tenements Goods and Chattels to the use of the said Lightfoot and Tabb Plaintiffs upon Condition that if the said Lightfoot and Tabb do obtain Judgment in an Action of Debt depending in the Provincial Court against the said James Carey the Defendant that then the said James Carey shall pay the Condemnation of the Court Thereupon or deliver himself to the Custody of the Sheriff of Baltimore County in satisfaction thereof or you or one of you will do it for him They acknowledge themselves to be Bound Therewith this Thirteenth Day of March Anno Dom.i 1753 before me N Swaton Gary

The Honorable the Justices of the Provincial Court Wm. Lux

(and