of his Lordship the Lord Proprietary to take the Assizes in the said County Assigned on Monday the Eighteenth day of April next to the County Court House in the said County shall Come

And now here at this day to wit the third Tuesday of May being the Seventeenth day of the same Month Anno Dom. 1757. Comes again into his Lordship's Provincial Court here as well the said Francis Chew by his Attorney aforesaid as the said William Hickman by his Attorney aforesaid but the Sheriff hath not sent his Writ. And the said William Hickman by his Attorney aforesaid Offers himself ready for Tryal against the aforesaid Francis Chew in the Plea aforesaid but the said Francis Chew altho solemnly called comes not but makes Default nor does he further Prosecute his Writ aforesaid against the aforesaid William Hickman in the Plea aforesaid

Therefore it is Considered by the Justices here that the said Francis Chew take nothing by his Writ aforesaid but that he and his Pledges of Prosecuting be in Mercy &c. and that the names of his Pledges be sought for &c. and that the said William Hickman go thereof without day &c. And it is also Considered that the said William Hickman recover against the said Francis Chew the Sum of

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

Test.

SB. DD. John Metcalfe
vs
DD. Thomas Manyard Special Bail of John and Mathew Howard

Memorandum The Plaintiff sued out his Lordships Writ of Scire facias the Tenor whereof follows in these words to wit

Maryland ss. Frederick Absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltimore &c. To the Sheriff of Frederick County Greeting Whereas at a Provincial Court held at the City of Annapolis in Ann Arundel (County)

County for the Province aforesaid on the Tenth day of April Anno Dom. Seventeen hundred and fifty three before John Brice Esquire then one of the Justices of the said Court and others his Associates then Justices of the same Court a certain Thomas Manyard of Frederick County did undertake for John Howard Son of Gideon and Mathew Howard late of Frederick County Farmers otherwise called John Howard Son of Gideon of Frederick County Farmer and Mathew Howard of the same County Farmer that in Case a certain John Metcalfe should recover Judgment against the aforesaid John Howard Son of Gideon and Mathew Howard in a Plea of Debt for the Sum of Two hundred and Sixty pounds Eight Shillings and eight pence Current Money in our said Court then and there depending between the aforesaid John Metcalfe Plaintiff and the aforesaid John Howard Son Gideon and Mathew Howard Defendants or that the said John Howard Son of Gideon and Mathew Howard should be therein Legally Convict that then the said John Howard Son of Gidion and Mathew Howard Should pay the Condemnation of the Court thereupon or render their Bodys to the Custody of the Sheriff of Frederick County in Satisfaction thereof or that he the said Thomas Manyard would do it for them as by the Record and Process thereof in our said Court remaining Manifestly Appears And altho afterwards to wit on the fifteenth day of October Anno Domini Seventeen hundred and fifty four in our said Court before the Justices thereof the said John Metcalfe Recovered against the said John Howard Son of Gideon and Mathew Howard in the Plea aforesaid as well the aforesaid Sum of two hundred and Sixty pounds eight Shillings and eight Pence Current Money his certain Debt as also the Sum of Fifteen hundred and Eighty Six Pounds of Tobacco which by the same Court was adjudged unto him the said John Metcalfe as well for his Damages Sustained by Occasion of Detaining that Debt as for his Costs and Charges by him about his Suit in that behalf laid out and Expended as by the Record and Process thereof in our said Court remaining Manifestly appears, Yet the said John Howard Son of Gideon and Mathew Howard hath not paid the Condemnation of our said Court in the Plea aforesaid nor rendered their Bodys to the Custody of the Sheriff of Frederick County in Satisfaction thereof nor has the said Thomas Manyard done

(the)