said Michael Wallace to his Writ of Scirefacias may answer But the said Michael Wallace although Solemnly called comes not shews cause why &c. but makes Default whereby the said Plaintiff remains against the said Defendant wholly undefended.

Therefore it is Considered by the Justices here that the same Adam Stout Junior have his Execution against the said Michael Wallace for the restitution of as well the sum of Twenty Pounds Current Money of Maryland the Debt aforesaid as seven hundred, sixty and six pounds of Tobacco Damages and Costs aforesaid 4, According to the Force form and Effect of the Reversion of the Judgment aforesaid as also the sum of

Pd 49 lb Tob

pounds of Tobacco by the Court here adjudged unto him for his Costs and Charges by him laid out and Expended in prosecuting of the Writ of Scirefacias and in delay of his Execution of the Judgment aforesaid &c.

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Rewerdy Ghiselin Clerk

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22 William Brent against Timothy Bows 141

Saint Marys County sc. Timothy Bows late of Saint Marys County Innholder was Attached to answer unto William Brent in a plea of Trespass upon the Case and so forth And Whereupon the said William by Daniel Dulany his Attorney complains that whereas according to the Laws and Custom of England and this Province Innholders who keep common Inns to entertain Men passing through the parts where those Inns are the Goods and Chattles in the said Inns being of the Guests loding in the same Inns without Damage or loss are bound to keep Day and Night so that by default of the said Innholders or their Servants Damage may not in any manner happen to the said Guests he the same Timothy on the Day of in the Year of our Lord seventeen hundred and for a long time before kept and held and still doth keep and hold a common Inn in Saint Marys County aforesaid and that he the same William on the day and Year aforesaid at the County aforesaid in the common Inn aforesaid of him the said Timothy and as the Guest of him the

(said)

said Timothy one of the price of thirty Pounds Current Money the Goods and Chattles of him the said William then and there into the Common Inn aforesaid did bring and the same in the keeping and Custody of him the said Timothy in his common Inn aforesaid being the aforesaid by the Default of him the said Timothy was then and there lost to the great damage of him the said William and against the Laws and Custom aforesaid wherefore he the said William saith he is the worse and hath Damage to the value of Sixty Pounds Current Money aforesaid and therefore he brings suit and so forth Pledges and so forth John Doe and Richard Roe

And the said Timothy Bows by John Hall his Attorney comes and Defends the force and injury when and so forth and prays leave to Imparle hereunto until next Court and he hath it and the same Day is given to the said William Brent also

At which said next Court to wit the 6th Day of April Anno Dominii 1760 come again the said parties Plaintiff and Defendant by their Attorneys aforesaid and the said Defendant by his said Attorney prays further Leave to imparle hereunto until next Court and he hath it and the same day is given to the said Plaintiff also

At which said next Court to wit the 9th Day of September Anno Dominii 1760 come again the said Parties Plaintiff and Defendant by their Attorneys aforesaid and the said Defendant by his said Attorney prays further 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 14th Day of April Anno Dominii 1761 Come again the said parties Plaintiff and Defendant by their Attorneys aforesaid and the said Defendant by his said Attorney prays further 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 8th Day of September Anno Dominii 1761 Come again as well the said William Brent by his Attorneys aforesaid as the said Timothy Bows by his Attorney aforesaid and thereupon as well the said William Brent as the said Timothy Bows by their respective Attorneys aforesaid do suggest to the Court here here that a material Witness in this cause is beyond Sea and therefore pray a further Day may be given them for the trial thereof Whereupon with Consent of the parties aforesaid Day is given to the same

(parties)