Edward Sies
against
Thomas Beall } Memorandum the Plaintiff sued out his Lordships Writ of Scirefacias the tenor whereof follows in these words to wit Maryland ss. Frederick Absolute Lord and Proprietary of the Province of Maryland and Avalon Lord Baron of Baltimore &c. To the Sheriff of Prince Georges County Greeting Whereas at a Provincial Court held at Annapolis in the County of Anne Arundel for the Province aforesaid on the second Tuesday of September being the eleventh Day of the same Month Anno Dom One thousand seven hundred and fifty nine before John Brice Esquire Chief Justice of our said Court and others his Associates then Justices of our same Court a certain Edward Sies by Consideration of the same Court did then and there recover against a certain Thomas Beall late of Prince Georges County Gentleman as well the sum of Fifteen Pounds Current Money certain Damages as also the sum of two shillings Current Money and five hundred and ninety four pounds of Tobacco which by the same Court was then and there adjudged unto the said Edward Sies for his Costs and Charges by him about his suit in that behalf laid out and expended whereof the said Thomas Beall is Convict as by the Record and Process thereof in our said Court remaining manifestly appears Execution whereof still remains to be done And we being willing that those Things which in our said Court are rightly done and transacted should be brought to a due Execution Command you that by good and lawful Men of your Bailiwick you make known unto the said Thomas Beall that he be and appear before the Justices of our Provincial Court to be held at Annapolis the second Tuesday of September next to shew Cause if any Thing for himself he hath or knoweth to say why the said Edward Sies Execution of the Damages and Costs of suit aforesaid according to the form of the Recovery aforesaid against him to have ought not if to him it shall seem meet and have you then and there the names of those before whom you shall make the same known and this Writ Witness John Brice Esq. Chief Justice of our Provincial Court the 26th Day of April in the 12th Year of our Dominion &c. Anno Dom 1762

Issued May 19. 1762 (Hall) Geo. Dy Ghiselin Clk

(At)

At which said second Tuesday of September to wit the 11th Day of the same Month Anno Domini 1762 being the Day of the Return of the aforegoing Writ Comes the said Edward Sies by John Hall his Attorney And the Sheriff of Prince Georges County to whom the same Writ was directed also comes and makes Return thereof to the Court here thus processed to wit June 24th by Virtue of the within Writ to me directed by Benjamin Bell Junr. and John Bradshaw the 3d I have made known unto Thomas Beall that he be before his Lordships Provincial Justices at the Time and place within mentioned as I am within Commanded John Dew Sheriff

And the said Thomas Beall by Thomas Clark his Attorney comes and defends the force and Injury when and wherefore and prays leave to imparle hereunto until next Court and he hath it the same Day is given to the Plaintiff also

At which said next Court to wit the 12th Day of April Anno Dominii 1763 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 the same Day is given to the Plaintiff also

At which said next Court to wit the 13th Day of September Anno Dominii 1763 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 the same Day is given to the Plaintiff also

At which said next Court to wit the 10th Day of April Anno Dominii 1764 comes again as well the said Edward Sies by his Attorney aforesaid as the said Thomas Beall by his Attorney aforesaid and the said Thomas Beall by his said Attorney (as before) defends the force and Injury when and wherefore and says that the said Edward Sies ought not to have his Execution against him the said Thomas Beall for the Damages and Costs aforesaid because he says that the said Damages and Costs in the above Writ of Scirefacias aforesaid mentioned and before the suing of the said Scirefacias to wit on the tenth Day of May in the Year of our Lord one thousand seven hundred and sixty two were paid and satisfied to the said Edward at Prince Georges County aforesaid which said payment and satisfaction the said Edward then and there received and accepted in full satisfaction thereof and this he is ready to verify wherefore the said Thomas Beall prays Judgment if the said Edward ought to have his Execution against him for the Damages and Costs aforesaid &c.

And the aforesaid Edward as to the plea of him the said Thomas above pleaded he the said Edward saith that he by any thing therein pretendedly from having his Execution aforesaid to be precluded ought not because he saith that the aforesaid Thomas the Damages and Costs aforesaid hath not paid unto him the said Edward in such manner and form as the said Thomas above

(by)