58 the Sheriff of Frederick County that he Cause to come before the Justices of the Provincial Court at Annapolis the third Tuesday of October next or before the Justices Appointed to take the Apizes in his County if they shall before that time to wit on Wednesday the first Day of October next to the County Court House in the said County Twelve good and lawfull men of his Bailiwick by whom &c who neither &c to recognize &c because as well &c Afterwards the Proceeds Continued between the Parties aforesaid in the Plea aforesaid by the Jury being put thereon in respite hereunto till the third Tuesday of October next unless the Justices of his Lordship the Lord Proprietary to take the Apizes in the said County Apiqued on Wednesday the first Day of October next to the County Court House in the said County shall come. And now here at this Day to wit the 21st Day of October Anno Domini 1766 Comes again into his Lordships Provincial Court here as well the said John Rench by his Attorney aforesaid as the said Jacob Hite by his Attorney aforesaid but the Sheriff hath not sent his writ and the aforesaid Jacob Hite by his Attorney aforesaid Offers himself ready for trial against the aforesaid John Rench in the Plea aforesaid but the said John Rench at the solemnly called comes not but makes Default nor does he further prosecute his writ aforesaid against the aforesaid Jacob Hite in the Plea aforesaid Therefore it is considered by the Justices here that the said John Rench take nothing by his writ aforesaid and that the said Jacob Hite go thereof without Day &c And it is further considered that the said Jacob Hite Recover against the aforesaid John Rench the sum of Pounds of Tobacco by the Court thereunto him on his Apeal adjudged for his Costs and Charges by him at trent his defence in this Behalf laid out and Expended and that he have thereof his Execution &c

Test Reverdy Ghiselin Clk

1766 John Baynes . . . . } Command was given to the Sheriff of Frederick
against } County that he should take Anthony Holmead
Tho Anthony Holmead } late of Frederick County Planter if he should be found in his Bailiwick and him should safe keep that he might have his Body before the Justices of our Provincial Court to be held at Annapolis the Second Tuesday of April then next to answer unto John Baynes in a plea of Trespass upon the Case and so forth And that thereof he the said Sheriff should not fail and that he should have then there that writ and so forth At which said Second Tuesday of April to wit the tenth Day of the same Month Anno Domini 1765 being the Day

59 Day of the return of the aforegoing writ come the said John Baynes by John Hall his Attorney and the Sheriff of Frederick County to whom the same writ was directed also comes and makes return thereof to the Court here thus Endorsed to wit

"Cepi Geo Murdock Shff

Thereupon the said Anthony Holmead being called upon appears and at the Prayer of the Plaintiff by his Attorney aforesaid the said Anthony Holmead is Adjudged to give Special Bail to the Action aforesaid Thereupon the said Anthony Holmead by Thomas Jennings his Attorney files in Court here the following Bail Piece to wit John Baynes Plaintiff against Anthony Holmead Defendant You Samuel Boone William Needham & either of you do undertake for the said Anthony Holmead Defendant in the sum of Eighty Pounds Sterling Money of Great Britain to be levied on your and Either of your Lands and Tenements Goods and Chattels to the use of the said John Baynes the Plaintiff upon Condition that if the said John Baynes do Obtain Judgment in an Action of Eighty Pounds Sterling Depending in the Provincial Court against the said Anthony Holmead the defendant that then the said Anthony Holmead shall pay the Condemnation of the Court thereupon or deliver himself to the Custody of the Sheriff of Frederick County in Satisfaction thereof or you or one of you will do it for him they acknowledge themselves to be Content therewith this Fifteenth Day of July 1765 Before us Charles Jones
Andrew Heugh
To the Honourable the Justices of the Provincial Court

And the aforesaid John Baynes declared against the aforesaid Anthony Holmead in the Plea aforesaid as follows to wit. Maryland Ss Frederick Holmead late of Frederick County Planter was Attached to answer unto John Baynes in a plea of trespass upon the Case and so forth And Whereupon the said John Baynes by John Hall his Attorney complains that whereas a certain Richard Whittle being a Person trading Merchandizing and using Commerce within this Province to wit at Frederick County aforesaid did on the thirteenth Day of May in the Year of our Lord Seventeen hundred and sixty three at the County aforesaid according to the Usage and Custom of Merchants in great Britain and this Province time out of mind used and Approved make and with his Proper Hand Subscribe his certain first Bill of Exchange in writing bearing Date the Day and Year aforesaid and the same Bill directed to certain Messrs Russell & Mollyson Merchants in London in great Britain aforesaid and by the same Bill the said Richard Whittle requested the said Messrs Russell & Mollyson at Sixty Days sight of that his first of Exchange his Second nor third nor fourth of the same Tenor and Date paid to pay unto Anthony Holmead by the name of Mr Anthony Holmead or his Order the sum of Forty Pounds fourteen Shillings and six Pence Sterling money of great Britain for Value received of him and to place the same

(to)