preluded ought not because he saith that the said Thomas did not pay unto him the said Henry the aforesaid Sum of five hundred pounds Pensilvania Currency with the legal Interest thereon in the aforesaid Condition mentioned in manner and form as the Defendant above by pleading hath alledged and this he prays may be enquired of by the Country and the aforesaid Thomas in like manner and so forth ——

Nevertheless the said Thomas by his Attorney aforesaid Relinquishing the Avermente above by him pretended says that he cannot deny the Action aforesaid of the aforesaid Henry so as aforesaid against him brought nor but that the Writing aforesaid is the Deed of him the said Thomas nor but that he owes to the said Henry the aforesaid Sum of One thousand pounds Pensilvania Currency of the Value of One thousand pounds Current Money of Maryland in manner and form as the aforesaid Henry above against him hath Declared Therefore it is Considered by the Justices here that the said Henry Ward Recover against the said Thomas Browning as well the Sum of One thousand pounds Current Money of Maryland his Debt aforesaid as the Sum of

651 pounds of Tobacco by the Court here unto him on his Assent adjudged as well for his Damages sustained by means of Debt as for his Costs and Charges by him about his Suit in this behalf laid out and expended — And the said Defendant in Mercy &c Mem. The plaintiff releases the penalty on payment of Principal Interest & Cost

Test Reverdy Ghiselin Clk

Rd. Gor. Richard White
a
SPB .. Edward Drugan

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 Kent County Greeting Whereas at a Provincial Court held at Annapolis in the County of Ann-Arundel for the province aforesaid on the second Tuesday of September being the eleventh Day of the same Month Anno Domini one thousand seven hundred and sixty four before John Brice Esq. Chief Justice of our said Court and others his Associates then Justices of our said Court a certain Richard White by Consideration of the same Court did then and there Recover against a certain Edward Drugan late of Kent County Merchant as well the Sum of eighty nine pounds four shillings Maryland Currency and two thousand and fifty nine pounds of Tobacco and six pence Currency certain Damages as also the Sum of one thousand nine hundred and forty five pounds and three Quarters of a pound of Tobacco which by the same Court was adjudged to the said Richard White for his Costs and Charges by him about his suit in that behalf laid out and expended whereof the said Edward Drugan is Convict as by the Record and process thereof

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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 lawfull Men of your Bailiwick you make known unto the said Edward Drugan that he be and appear before the Justices of our Provincial Court to be held at Annapolis the second Tuesday of April next to shew cause if any thing for himself he hath or knoweth to say why the said Richard White Execution of the Damages and Cost of suit aforesaid according to the form of the Recovery aforesd. 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 said Court the 12th. Day of October in the 15th. Year of our Dominion & Anno Domini 1765

Issued 31st. October 1765 (R Goldsborough) R Ghiselin Clk

At which said second Tuesday of April to wit the 8th. Day of the same Month Anno Domini 1766 being the Day of the Return of the aforegoing Writ Comes the said Richard White by Robert Goldsborough his Attorney as the Sheriff of Kent County to whom the same Writ was Directed likewise Comes and makes Return thereof to the Court here thus Endorsed to wit. By Virtue of the within Writ to me Directed I have made known to the within Edward Drugan before Richard Simmonds & good & lawful Men of my Bailiwick that he be and Appear before the Justices within named to shew Cause why Execution should not Issue according to the Exigence of the within Writ, so Answereth. J Nicholson Shff Kt Coty

And the said Edward Drugan by Stephen Bordley 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 plaintiff also — At which said next Court to wit 21st. Day of October Anno Domini 1766 Come again as well the said Richard White by his Attorney aforesaid as the said Edward Drugan by his Attorney aforesaid and the said Edward Drugan by his said Attorney says that he cannot Deny the Action aforesaid of the aforesaid Richard White so as aforesaid against him brought nor but that the aforesaid Richard White ought to have his Execution against him for the aforesaid Sum of eighty nine pounds four shillings Maryland Currency and two thousand and fifty nine pounds of Tobacco and six pence Currency & one thousand nine hundred and forty five pounds and three quarters of a pound of Tobacco

Therefore it is Considered by the Justices here that the said Richard White have his Execution against the said Edward Drugan for as well the aforesaid Sum of eighty nine pounds four shillings Maryland Currency and two thousand and fifty nine pounds of Tobacco and six pence Currency the Damages aforesaid and one thousand nine hundred and forty five pounds and three quarters of a pound of Tobacco Costs and Charges aforesaid in the Writ of Scirefacias aforesaid Specified as also the Sum of

478 pounds of Tobacco by the Court here unto the said Richard White on his Assent adjudged for his Costs & Damages sustained by delay of Execution of the Judgment aforesaid &c

Test Reverdy Ghiselin Clk