October Term 1871

Isaac Nesbit, Clk.

And at which said 4th Monday of Nov in the year aforesaid come into Court here the plaintiffs aforesaid by its attorney aforesaid and the Sheriff of the County to whom the said writ was in form aforesaid directed and made return thereof, as follows.

"Nihil" John M. Hauck Shff.

And the said James Grimes although solemnly called comes not nor does he say anything in bar or preclusion of the execution aforesaid, therefore it is considered by the Court here that the said Hagerstown Bank, have its execution against the said James Grimes for as well the debt, damages, costs and charges aforesaid, in the writ of Scire Facias aforesaid mentioned, as also the sum of $6.80 for the costs and charges, which the said Bank has sustained by reason of the delay of the execution of the judgment aforesaid, and the said James Grimes in mercy &c

Memorandum. Judgment that was rendered in the above case on the 23rd day of December 1858. for two thousand dollars damages and costs. To be released on the payment of one thousand dollars with interest thereon from the 23rd day of October 1858 till paid and costs of protest $3.50 and costs. And afterwards to wit on the 12th day of March 1859. the plaintiffs aforesaid by its attorney prosecuted and sued forth out of the Circuit Court for Washington County the writ of the State of Maryland of Fieri Facias directed to the Sheriff of said County in the words following to wit:

Washington County to wit

The State of Maryland to the Sheriff of Washington County Greeting:

Whereas at a Circuit Court begun and held at Hagerstown in and for said County on the 4th Monday of March in the year of our Lord 1853 the President Directors and Company of the Hagerstown Bank by judgment of the same Court recovered against a certain James Grimes late of Washington County yeoman, as well the sum of two thousand dollars current money, damages, which they had sustained by reason of the non performance of certain promises and assumptions by him to them before that time made, as for their costs and charges by them about their suit in that behalf laid out and expended, whereof the said James Grimes is convict as it appears of record, and whereas also at a Circuit Court begun and held at the Court House in Hagerstown in and for said County on the 4th Monday of November in the year 1858, it was considered by the Court that the said President Directors and Company of the Hagerstown Bank should have their execution, against the said James Grimes, as well for the damages, costs and charges aforesaid as for the sum of six dollars and eighty cents by them sustained by reason of the non performance of the judgment aforesaid, whereof the said James Grimes is again convict as of record it manifestly appears. Therefore you are hereby commanded that of the goods and chattels lands and tenaments being in your bailiwick you cause to be made the damages costs and charges aforesaid, and have you the sums before the Circuit Court to be held at the Court House in Hagerstown in and for said County on the 4th Monday of July next to render unto the said President Directors and Company the damages costs and charges aforesaid. Herof fail not at your peril and have you there and there this writ.

Witness the Hon Thomas Perry Judge of our said Court the 7th day of March 1859.

Issued the 12th day of March 1859

Isaac Nesbit Clk.

Here follows the return of the Sheriff of the proceedings under the above writ of Fieri Facias.

We the undersigned being duly summoned and sworn by the Sheriff of Washington County, will and

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