said Parties then and there and so forth.

And now here at this day court, the said second tuesday of May being the twelfth day of the same month Anno Domini one thousand seven hundred and eighty nine. Come again here into our General Court as well the said Duncan Campbell surviving obligee as aforesaid by his attorney aforesaid, as the said Susanna Truman Hawkins executrix as aforesaid by her attornies aforesaid. — Nevertheless the said Susanna Truman Hawkins executrix as aforesaid by her attornies aforesaid relinquishing the averment aforesaid above by her pretended, and saith, that the said Duncan Campbell surviving obligee as aforesaid ought not to be precluded from having and maintaining his action aforesaid against her brought, because she saith, that she cannot deny, but that the said George Frazer Hawkins at the time of his death did owe to the said Duncan Campbell the said sum of seven hundred and thirty pounds six shillings currentmoney in such manner and form as the said Duncan Campbell surviving obligee as aforesaid above thereof in his Declaration aforesaid against her hath complained And because the same Duncan Campbell, surviving obligee as aforesaid cannot deny but that the said Susanna Truman Hawkins have not nor on the day of the impetration of the writ aforesaid of him the said Duncan Campbell, or ever after had any goods or chattels which belonged to the said George Frazer Hawkins at the time of his death, in her hands to be administered, sufficient to satisfy the said Duncan Campbell his debt aforesaid, he the said Duncan Campbell prays Judgment, and his debt aforesaid, to be adjudged to him, to be levied on the goods and chattels, which belonged to the said George Frazer Hawkins at the time of his debt, which shall hereafter come to the hands of the said Susannah Truman Hawkins executrix as aforesaid to be administered and so forth —

Therefore it is considered by the Judges here that the said Duncan Campbell surviving obligee as aforesaid, recover against the said Susanna Truman Hawkins executrix as aforesaid as well the sum of seven hundred and thirty pounds six shillings currentmoney his debt aforesaid in form aforesaid confessed as also the quantity of six hundred and thirty four pounds and one fifth of a pound of tobacco by the Court here unto him on his absent adjudged as well for his damages sustained by reason of the detention of that debt as for his costs and charges by him about his suit in this behalf laid out and expended; to be levied on the goods and chattels which belonged to the said George Frazer Hawkins at the time of his death, and which shall hereafter come to the hands of the said Susanna Truman Hawkins executrix as aforesaid to be administered, And the said Susanna Truman Hawkins executrix as aforesaid in mercy and so forth. —

Memorandum. Judgment was rendered in this cause on the twenty eighth day of May Anno Domini one thousand seven hundred and eighty nine, for penalty, to be released on the payment of the principal, interest and Costs.

(Test.) John Irvinn Clk.

John Clapham and Jonas Clapham admors of Osgood Hanbury. against Fielder Gantt.

Be it remembered that heretofore to wit on the Sixth day of August Anno Domini one thousand seven hundred and eighty seven John Clapham and Jonas Clapham administrators of Osgood Hanbury by William Cooke and Zebulon Hollingsworth their attornies sued out of our General Court here the State of Maryland's writ of Scire facias directed to the sheriff of Frederick county in the words and figures following to wit

The State of Maryland Set. To the Sheriff of Frederick county Greeting Whereas at a Provincial Court begun and held at the city of Annapolis on the second tuesday of September being the thirteenth day of the same month in the year of our Lord one thousand seven hundred and seventy five, before William Hayward Esquire chief Judge of the same Court and other his associates then Justices of the said Court a certain Osgood Hanbury by consideration of the same Court did then and there recover Judgment against Fielder Gaunt late of Frederick county gentleman for as well the sum of one hundred and fifty pounds sterling money certain damages as the sum of one thousand and seventy pounds of tobacco by the Court there adjudged unto him the said Osgood Hanbury for his costs and charges by him about his suit in that behalf laid out and expended as by the record and process thereof in our said Court remaining manifestly appears execution of which Judgment still remains to be done. And whereas the said Osgood Hanbury is since deceased as by the insinuation of John Clapham and James Clapham administrators of all and singular the goods and Chattels, rights and credits of the said Osgood Hanbury at the time of his death with the will of the said Osgood Hanbury deceased annexed, we have received, and we being willing that those things which in our said Court have been 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 Fielder Gaunt that he be and appear before the Judges of our General Court to be held at the city of Annapolis on the second tuesday of October next to shew cause if any thing for himself he hath or knoweth to say why the said John Clapham and Jonas Clapham administrators as aforesaid, 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 by whom you shall make the same known unto him and this writ. Witness Robert Hanson Harrison Esquire Chief Judge of our General Court the 25th day of May Anno Domini 1787.

Issued the 6th day of August 1787. (W. Cooke) Thos. B. Hodgkin Clk.

At which said second tuesday of October to wit the ninth day of the same month Anno Domini one thousand seven hundred and eighty seven, being the day of the return of the aforegoing writ, comes here into our General Court the said John Clapham and Jonas Clapham by their attornies aforesaids, and the sheriff of Frederick county to whom the same writ was made and directed, likewise comes and makes return thereof to the Court here thus endorsed to wit

I hereby certify to the Honorable the Judges of the General Court, that in obedience to the within writ on the 8th day of September 1787. before Thomas Beatty Junior & Samuel