of fee and execution of that Judgment yet remains to be done as by the suggestion of the said John Smith we have received, and whereas the said John Smith hath besought us to grant him a proper remedy in this behalf and we being willing that what is just in this behalf should be done command you that by good and lawful men of your Bailiwick you make known unto the Terretenants of all the Lands and Tenements in your bailiwick whereof the said Athanasius Ford, Nicholas Mills and Robert Fenwick of John on the second tuesday of October seventeen hundred and eighty five on which day the Judgment aforesaid was rendered or ever afterwards was seized that they 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 they have why the Debt and Damages aforesaid ought not to be levied on those Lands and Tenements and paid to the said John Smith according to the form and effect of the recover if they shall think fit and further to do and receive whatever our said Judges shall then and there consider concerning them in this behalf and have you then and there the names of those by whom you shall make the same known and this Writ.

Witness the Honourable Thomas Johnson Esquire chief Judge of our said Court the 17th day of June Anno Domini 1790

Issued the 12th day of August 1790. (Wm Cooke) Jno Gwinn Clk

on the back of the aforegoing Writ was thus endorsed by the Sheriff to wit.

Made known to William Greenwell before John P. Hall & Cuthbert Hall.

Made known to John A Thomas Esquire before Robert Young & Edwd Swan

Made known to John Thompson before Joseph Greenwell of Geo & Thos Watts

which being read and heard the said William saith that the said John Smith ought not to have his Execution against him for the Debt and Damages aforesaid of the Lands and Tenements in the return of the Writ of Scire facias aforesaid mentioned, whereof he the said William is returned Tenant because he saith that there is not any such record of the recovery of the Debt and Damages aforesaid by him the said John Smith against the said Athanasius Ford, Nicholas Mills and Robert Fenwick of John as by the Writ aforesaid is above supposed and this he the said William is ready to verify and so forth. wherefore he the said William prays Judgment if the said John Smith ought to have execution against him for the Debt and Damages aforesaid on the Lands & Tenements aforesaid and so forth.

And the said William by leave of the Court here and according to the form of the Statute in such Case made and provided further comes and prays an hearing of the Writ of Scire facias aforesaid, and of the return of the said Writ. and they are read to him in these Words to wit.

(here insert the Writ of Scire facias as before)

which being read and heard the said William saith that the said John Smith ought not to have his Execution against him for the Debt

(and)

and Damages aforesaid of the Lands and Tenements in the return of the Writ of Scire facias aforesaid mentioned whereof he the said William is returned tenant because he saith that the said Athanasius Ford, Nicholas Mills and Robert Fenwick in the said Writ of Scire facias named or any other person or persons to the use of the said Athanasius Ford, Nicholas Mills and Robert Fenwick and their heirs at the time of the rendition of the Judgment aforesaid in the said Writ of Scire facias above mentioned, or ever after were not, nor was seized of the same Lands and Tenements or of any parcel thereof in their demesne as of fee and this the said William is ready to verify and so forth, wherefore he the said William prays Judgment if the said John Smith ought to have execution against him for the Debt Damages aforesaid on the Land and Tenements aforesaid and so forth.

And the said William by Leave of the Court here and according to the form of the Statute in such Case made and provided further comes and prays an hearing of the Writ of Scire facias aforesaid and of the return of the same Writ and they are read to him in these Words to wit.

(here insert Writ of Scire facias as before)

which being read and heard the said William saith that the said John Smith ought not to have his Execution against him for the Debt and Damages aforesaid of the Lands and Tenements in the return of the Writ of Scire facias aforesaid mentioned whereof he the said William is returned Tenant because he saith that the said Athanasius Ford, Nicholas Mills and Robert Fenwick were not nor ever after was tenant as of freehold of the same Lands and Tenements or of any parcel thereof with the appurtenances as by the return of the said Writ of Scire facias is supposed and this he is ready to verify and so forth, wherefore he the said William prays Judgment if the said John Smith ought to have his execution against him for the Debt and Damages aforesaid on the Lands and Tenements aforesaid and so forth.

And the said William by leave of the Court here and according to the form of the Statute in such Case made and provided further comes and prays an hearing of the Writ of Scire facias aforesaid, and it is read unto him as follows to wit.

(here insert Writ of Scire facias as before)

which being read and heard the said William saith that the said John Smith ought not to have his Execution against him for the Debt and Damages aforesaid of the Lands and Tenements in the return of the Writ of Scire facias aforesaid mentioned whereof he the said William is returned Tenant because he saith that the said Athanasius Ford, Nicholas Mills and Robert Fenwick after the recovery of the Judgment aforesaid in the Writ of Scire facias aforesaid above mentioned and before the issuing of the said Writ of Scire facias to wit on the first day of august in the year seventeen

(hundred