Scirefacias mentioned as the said Elisha has above alledged; and this the said Robert is ready to verify: wherefore he prays judgment if the said Elisha ought to have his action execution aforesaid against him the said Robert by virtue of the recognizance aforesaid for the damages and costs aforesaid. and the said Robert the leave of the Court here being first had and obtained according to the statute in such Case made and provided for further plea saith that the said Elisha ought not to have his execution aforesaid against him the said Robert for the Damages and Costs in the aforesaid Scirefacias mentioned by virtue of the recognizance aforesaid because he says that there is no such record of a recognizance of Bail as the said Elisha has above alledged and this he is ready to verify; wherefore he prays judgment if the said Elisha his execution against him by virtue of the recognizance aforesaid to have ought to: and the said Robert the leave of the Court here being first had and obtained according to the statute in such Case made and provided for further plea saith that the said Elisha his execution aforesaid against him the said Robert for the Damages and Costs in the aforesaid scirefacias mentioned by virtue of the recognizance aforesaid to have ought not because he says that the aforesaid Lakin Dorsey whom special Bail the aforesaid Robert is above alledged to be, died before any writ of Capias ad satisfaciendum upon that judgment in the said Scirefacias mentioned by the said Elisha Lackland against him the said Lakin Dorsey was duly sued forth against the said Lakin Dorsey and returned into the General Court for the Western Shore of maryland to wit at Washington County on the day of one thousand seven hundred and ninety and this the said Robert is ready to verify: wherefore he prays judgment if the said Elisha his execution aforesaid for the Damages Costs aforesaid against him to have and maintain ought to: Thereupon further proceeds of and upon the premises aforesaid between the parties aforesaid by order of Court thereon is further Continued untill the second Tuesday of May next.

And now at this day to wit the said second Tuesday of may being the tenth day of the same month in the year of our Lord one thousand seven hundred and ninety six. come again into the General Court here as well the said Elisha Lackland by his attorney aforesaid. as the said Robert Smith Special Bail as aforesaid by his attorney aforesaid and the said Robert Smith special bail as aforesaid

(by)

by his attorney aforesaid. relinquishing the averments aforesaid above by him pretended and saith that he cannot deny the action aforesaid of the said Elisha Lackland so as aforesaid against him brought, nor but that there is such record of recovery and record of recognizance aforesaid, nor but that the said Elisha Lackland ought to have his execution against him the said Robert Smith special bail as aforesaid for the Damages, costs and Charges aforesaid in the writ of scirefacias specified. Therefore it is considered by the Court here that the said Elisha Lackland have his execution against the said Robert Smith for as well the Damages, costs and Charges aforesaid in the writ of Scirefacias aforesaid mentioned according to the form form and effect of the recognizance aforesaid, as for the quantity of seven hundred and seventy nine pounds of Tobacco for his costs and charges which he hath sustained by reason of the delay of the execution of the judgment aforesaid: and the said Robert Smith in mercy and so forth.

Memorandum: Fiat for execution was rendered in this Cause on the twelfth day of May in the year of our Lord one Thousand seven hundred and ninety six: stay of Execution untill the 1st day of August next.

Test John Gwinn Clk.

Stophel Rowen against George Kershner Senior	Be it remembered that heretofore to wit on the thirtieth day of May in the year of our Lord one Thousand seven hundred and ninety five the said George Kershner Senior by John Thomson Mason his attorney prosecuted and sued forth out of the General Court here the writ of the State of Maryland of Habeas Corpus Cum causa to the Justices and Sheriff of Washington County directed, in manner and form following to wit.

The State of Maryland Sc: To the Justices and Sheriff of Washington County Greeting. Whereas a certain George Kershner of Washington County is detained in the prison of our said County under the custody of you our said Sheriff, at the suit of a certain Stophell Rowen of a plea of Debt and Goods; which said plea as it is said still depends before you our said Justices undetermined: and we being willing for divers causes that the plea aforesaid undetermined as aforesaid, should be heard and determined before the judges of our General Court; therefore we Command you that you have the body of the said George

(Kershner)