Have Execution thereof and so forth.

Test John Gwinn Clk.

John Forbes against John Smith

Be it remembered that heretofore to wit, on the first day of April in the year of our Lord one thousand seven hundred and ninety seven, John Forbes by Walter Dorsey his attorney prosecuted and sued forth out of the General Court here the writ of the State of Maryland of Scire facias of and upon a judgment of the said General Court here affirming a Judgment of Saint Marys County Court removed by an appeal by the said John Smith from the said County Court of Saint Marys to the said General Court here against the said John Smith to the Sheriff of Saint Marys County directed in the words and of the tenor following to wit.

The State of Maryland ss. To the sheriff of Saint Marys County Greeting. Whereas at a County Court held at Leonard Town in and for Saint Marys County on the fifth day of August anno Domini seventeen hundred and ninety three before Michael Jenifer Stone Chief justice and others his associates then justices of the said Court a certain John Forbes by Judgment of the said Court recovered against John Smith (Plat.) late of Saint Marys County planter, otherwise called John Smith of Saint Marys County planter as well the sum of one hundred and sixty pounds five shillings and one penny Current money a certain Debt also the quantity of three hundred and sixty nine pounds of tobacco which was then and there adjudged and to the said John Forbes as well for his damages sustained by means of detaining that debt as for his Costs and Charges by him about his suit in that behalf laid out and expended whereof the said John Smith is convict as by inspecting the record and proceedings brought before the Judges of the General Court here by reason of errors alledged to have been therein is manifest: And for as much as it hath been adjudged in our said General Court before the Judges thereof at the City of Annapolis on the second tuesday of October anno Domini seventeen hundred and ninety four that the said John Forbes might have execution for the debt damages costs and charges aforesaid as adjudged unto him in our said County Court of Saint Marys as also the quantity of seven hundred and seventy eight

Eight pounds of tobacco which in our General Court before the Judges thereof according to the form of the statute in that Case made and provided was adjudged unto the said John Forbes for his damages Costs and Charges by him sustained by reason of delaying the execution of the judgment aforesaid by means of the said John Smiths prosecuting his appeal before the judges of our said General Court of and upon the premises whereof the said John Smith is convicted as it likewise appeareth of record And althe Judgment in form aforesaid is given, Execution Nevertheless still remains to made for the said John Forbes: wherefore the said John Forbes hath requested that a proper remedy be granted him in this behalf: and because those things which have been rightly done and transacted in the said General Court should be brought to due execution: You are therefore commanded that by good and lawfull men of your bailiwick you make known unto the aforesaid John Smith that he be and appear before the Judges of the General Court to be held at the City of Annapolis on the second tuesday of May next, to shew cause if if any he hath why the aforesaid John Forbes should not have have his execution against him for the Debt Damages Costs & Charges aforesaid according to the force form and Effect of the recovery aforesaid if the aforesaid John Smith shall think fit.

Hereof fail not at your peril and have you then and there the names of those by whom you shall make the same known unto him and this writ. Witness the honble Robert Goldsborough Esquire Chief Judge of the said General Court the twelfth day of December in the year of our Lord one thousand seven hundred and ninety six. Issued the 1st day of April 1797. W.D. Jno. Gwinn Clk.

And now at this day, to wit, the said second tuesday of May being the ninth day of the said month in the year of our Lord one thousand seven hundred and ninety seven and the day of the return of the aforegoing writ comes into the General Court here the said John Forbes by Walter Dorsey and Philip Barton Key his attornies and the sheriff of Saint Marys County aforesaid to whom the said writ was in form aforesaid directed makes return thereof to the Court here thus endorsed to wit, Made known in the presence of Augustin Spalding and James Davis

Saml. Abell Shff.

And the said John Smith although solemnly called and required