Writ — Witness the Honorable Robert Goldsborough Esquire, Chief Judge of our said Court, the 11th day of April anno Dominii 1797 — Issued the 12th day of June 1797 — Jas. James Earle Jun. Clerk —

At which said second Tuesday of September seventeen hundred and ninety seven, (being the day for the return of the aforegoing Writ of Scirefacias) came into Court the said Thomas Smith by his Attorney aforesaid, and the Sheriff of Kent County, to whom the said Writ was directed likewise came and made return thereof, thus endorsed, towit — "Nihil, C. Hall Shff." Thereupon the said Michael Dunn appeared in Court by Robert Wright Esquire his attorney; upon which it was ruled by the Court that the said Michael Dunn answer to the Writ of Scirefacias aforesaid of him the said Thomas Smith in the plea aforesaid, and the said Michael Dunn by his Attorney aforesaid, defended the force and injury when &c. sworth, and prayed leave of the Court to imparle until the next Term, and he had it, the same day was given to the said Thomas Smith there &c. — And now here at this day, towit, the second Tuesday of April seventeen hundred and ninety eight, comes again into Court the Parties aforesaid by their Attorneys aforesaid, and the said Michael Dunn by his Attorney aforesaid, saith, that he cannot shew cause why the said Thomas Smith should not have his Execution against him for the Debt, Damages, Costs and Charges aforesaid, according to the force, form and effect of the recovery aforesaid; Therefore it is considered by the Court here that the said Thomas Smith have his Execution against the said Michael Dunn, for as well the Debt Damages, Costs and Charges aforesaid, in the Writ of Scirefacias aforesaid mentioned, according to the force, form and effect of the recovery aforesaid, as the Quantity of five hundred and eighty seven pounds of Tobacco, to the said Thomas Smith, or his Agent by the Court here adjudged for his Costs and Charges which he hath sustained by reason of the delay of the Execution of the Judgment aforesaid; and the said Michael Dunn in mercy &c. — Jas. James Earle Jun. Clerk —

Memorandum. Stay of Execution till the 13th of April 1798. Payments if any to be allowed — Stay of Execution till the first of August next. —

Thomas Smith, use of Rebecca Delany Extx of Daniel
against
Michael Dunn

Scit remembered that on the twelfth day of June in the year of our Lord one thousand seven hundred and ninety seven, Thomas Smith by James Scott Esquire his Attorney, issued out of the Eastern Shore General Court, the State of Maryland's Writ of Scirefacias, directed to the Sheriff of Kent County, in the words and figures, following, towit — The State of Maryland Ss. To the Sheriff of Kent County, Greeting: Whereas at a General Court held at Easton the second Tuesday of September anno Dominii seventeen hundred and ninety three, before the Honorable Samuel Chase Esquire Chief Judge of the said Court, and others his Associates, then Judges of the same Court, a certain Thomas Smith did recover Judgment against a certain Michael Dunn late of Kent County, for as well the sum of three hundred and fifty four

Eastern Shore General Court Seal

pounds and two pence Current money a certain Debt, as also the Quantity of six hundred and fifty nine pounds of Tobacco, which by consideration of the same Court was then and there adjudged, unto the said Thomas Smith for his Damages, sustained by occasion of the detention of that Debt, as for his Costs and Charges by him about his Suit in that behalf had and expended, as by the Record and process thereof in our said Court remaining likewise manifestly appears; And whereas the said Michael Dunn hath not paid the Condemnation of the Court in the plea aforesaid, nor rendered his body to the Custody of the Sheriff of Kent County, in satisfaction thereof, as by the insinuation of the said Thomas Smith we have received; and because we will that those things which in our said Court are rightly done and transacted should be brought to due Execution, we Command you, that by good and lawful men of your Bailiwick you make known unto the said Michael Dunn, that he be and appear before the Judges of our said General Court, to be held at Easton, the second Tuesday of September next, to shew cause if any he hath, or knoweth why the said Thomas Smith his Execution of the Debt, Damages and Costs aforesaid against him the said Michael Dunn according to the recovery aforesaid, to have ought not, if to him it shall seem meet, and have you then and there these names of those before whom you shall make the same known unto them, and this Writ. — Witness the Honorable Robert Goldsborough, Esquire, Chief Judge of our said Court the 11th day of April anno Dominii 1797 — Issued the 12th day of June 1797 — Jas. James Earle Jun. Clerk —

At which said second Tuesday of September seventeen hundred and ninety seven, (being the day for the return of the aforegoing Writ of Scirefacias) came into Court the said Thomas Smith by his Attorney aforesaid, and the Sheriff of Kent County to whom the said Writ was directed likewise came and made return thereof, towit said Court, thus endorsed, towit. — "Nihil, C. Hall Shff." — Thereupon, appeared in Court the said Michael Dunn by Robert Wright Esquire his Attorney; upon which it was ruled by the Court, at the prayer of the said Thomas Smith by his Attorney aforesaid, that the said Michael Dunn, answer to the Writ of Scirefacias aforesaid of the said Thomas Smith in the plea aforesaid. — And the said Michael Dunn by his Attorney aforesaid defended the the force and injury when and sworth, and prayed leave of the Court to imparle until the next Term, and he had it; the same day was given to the said Thomas Smith there &c. —

And now here, at this day, towit, the second Tuesday of April in the year of our Lord one thousand seven hundred and ninety eight, comes again into Court the parties aforesaid by their Attornies aforesaid; and the said Michael Dunn by his Attorney aforesaid, further defends the force and injury when and sworth, and saith, that he cannot shew cause, why the said Thomas Smith should not have his execution against him the said Michael for the Debt, Damages Costs and Charges aforesaid, according to the force, form and effect of the recovery aforesaid; Therefore it is considered by the Court here, that the said Thomas Smith have his Execution against the said Michael Dunn for as well the Debt, Damages, Costs and Charges aforesaid, in the Writ of Scirefacias aforesaid mentioned, according to the force, form and effect of the recovery aforesaid, as the Quantity of five hundred and eighty seven pounds of Tobacco, to the said Thomas Smith or his Agent by the Court here adjudged for his Costs and Charges which he hath sustained by reason of the delay of the Execution of the Judgment aforesaid;