Judgments.

Indefinite of the Number and Ballots for each of them agreeably to the Constitution and form of government aforesaid in that case provided and required whereby the said Benjamin Hatchison would have been commissioned by the Governor as Sheriff of Kent County and would have Received the Emoluments and profits of said Office agreeably to the Constitution and Sovereign will of the people Nevertheless the said Marmaduke Tilden and John Bradley disregarding the Duties of their office as Judges of said Election of Sheriff disregarding the suffrages of the people and the Constitutional Rights of the said Benjamin Hatchison in order to deprive the said Benjamin of the Office of Sheriff of Kent County aforesaid and the Emoluments and profits of the same to which he had been elected as aforesaid and for which he was duly qualified as aforesaid and as the Constitution and form of government of the State of Maryland aforesaid requires as aforesaid did falsly certify and return to the Governor and Council that the said Thomas Jones and Cuthbert Hall had at the said Election of Sheriff a Majority of legal Ballots and as Judges of the said Election of Sheriff did declare the said Thomas Jones and Cuthbert Hall to be duly elected to the Office of Sheriff of Kent County and did accordingly so return them, to wit, on the fifteenth Day of November seventeen hundred and Ninety four at Kent County aforesaid whereby the said Thomas Jones got the Commission of Sheriff of Kent County aforesaid and the said Benjamin Hatchison was deprived of the said Commission and Office and the Emoluments and profits thereof to which he was entitled as aforesaid Wherefore the said Benjamin saith he is injured and hath sustained Damage to the Value of five thousand pounds Current Money and therefore he brings Suit and &c. Robert Wright [his] plff pleads — John Doe and Richard Roe — &c.

And thereupon the said Marmaduke Tilden and John Bradley by their Attorney further defended the force and Injury when &c. and said that they are not guilty of the premises above on them imposed in manner and form as the said Benjamin Hatchison hath above complained against them and of this they put themselves upon the Country &c. And the said Benjamin Hatchison in like manner &c. Therefore to try the Issue aforesaid between the parties aforesaid above Joined let a Jury thereon appear before our said Court on the second Tuesday of April then next by whom &c. and who neither &c. to Recognize &c. because as well &c. the same day was given to the parties aforesaid there and there &c. At which said second Tuesday of April in the year of our Lord one Thousand seven hundred and Ninety Eight came again into Court the parties

aforesaid by their Attorneys aforesaid Thereupon further process of and upon the premises aforesaid, between the parties aforesaid, by consent of the said parties and their Attorneys aforesaid and by order of the Court thereon, is further continued until the second Tuesday of September then next. At which said second Tuesday of September in the year of our Lord one thousand seven hundred and Ninety Eight came again into Court the parties aforesaid by their Attorneys aforesaid. Thereupon further process of and upon the premises aforesaid, between the parties aforesaid by consent of the said parties and their Attorneys aforesaid and by order of the Court thereon, is further continued until the second Tuesday of April then next. At which said second Tuesday of April in the year of our Lord one thousand seven hundred and Ninety Nine. Come again into Court the said Marmaduke Tilden and John Bradley by their Attorneys, and the said Benjamin Hatchison although solemnly called, came not; and it appearing to the Court here, that the said Benjamin Hatchison hath neglected to bring the issue above joined on to be tried, according to the Course and practice of the Court here, therefore, according to the form of the statute in such case made and provided, it is considered by the Court here, that the said Benjamin Hatchison take nothing by his said writ, but that he in mercy, &c. and that the said Marmaduke Tilden and John Bradley go thereof without day, &c. and it is further considered by the Court here, that the said Marmaduke Tilden and John Bradley Recover against the said Benjamin Hatchison the Quantity of two Thousand Eight hundred pounds of Tobacco for their costs and charges by them about their defence in this behalf sustained, adjudged by the Court here to the said Marmaduke Tilden and John Bradley at their request, according to the form of the statute in that case made and provided, and that the said Marmaduke Tilden and John Bradley have their Execution thereof &c; Test. James Earle Junior Clerk

Memorandum, Judgment of Nonpros was rendered on the 14th Day of April 1799.

Phillip Taylor — John and Henry Page Exors of John Page — against

Be it remembered, that on the thirteenth Day of March in the year of our Lord one Thousand seven hundred and ninety four, the said John and Henry Page Exors of John Page, the defendants in this cause, by James Houston and Luther Martin their Attorneys, prosecuted and sued forth out of the General Court the writ of the state of Maryland of habeas corpus cum causa, to the chief Justice and associate Justices of Kent County court, and the sheriff of the said County directed, in manner and form, and of the tenor following, to wit, The State of Maryland ss. To the Justices and sheriff of Kent County greeting. Whereas a certain John and Henry Page Exors of John Page detained in the prison of our said county, under the Custody of you, our said Sheriff, at the suit of a certain Phillip Taylor of a plea of trespass upon the case and assumpsit, which said