

At 9 of the Clock the howse mett
present all as before

U. H.
Journal
1659-69

Then came a Member from the lower howse to desire this howse to send the Act for the transmitting of the lawes to the respective Countyes.

Vpon the petⁿ of John Lawson & acc^o for fees due to him for M^{rs} Lees imprisonm^t The lower howse is desired duely to consider this petⁿ

Then came a Member from the lower howse with the Act for the Burgesses expences with their assent to itt

Memorandum on the 29th Aprill issued out of the Vpper howse of Assembly this following writt.

Cæcilius &c To the Sherriff of S^t Marys County Greeting p. 278
Whereas Marmaduke Snowe haveing obtayned an order of our Pro^{all} Court of the 6^t day of October 1664 to haue execu^cōn for 1000^{lb} sterl ag^t Thomas Gerrard Esq^r vpon which order the sd Snowe sued forth a levari facias directed to our Sherriff of S^t Marys County which was returned executed by our Sherriff but to the vullue of 299^{lb} 11^s 3^d 1/2 ob. & the s^d Snowe there vpon complayning to our Provinciaall Court held at S^t Marys the first day of March 1664 of the same Court then passed an order that in case the sd Gerrard would not produce personall estate within this Province for satisfaccōn of the sd 1000^{lb} sterl. that an Extent upon the moyety of the lands tenem^{ts} & hereditam^{ts} of the sd Gerrard should be granted to the sd Snowe whereupon a writt was granted directed to our Sher. of our County of S^t Marys thereby comanding him that in case the sd Gerrard did not produce psonall estate within our Province sufficient to satisfy the sd debt of 1000^{lb} then to extend the moyety of any the lands tenem^{ts} or hereditam^{ts} of the sd Gerrard within S^t Marys County vntill the sd sume of 1000^{lb} sterl. due to the sd Snowe as aforesd. be satisfyed which sd writt being returned by our sd sher. executed vpon the moyety of the Mannor of S^t Clements in the sd County of S^t Marys. The sd Thomas Gerrard brought our writt of error in radicione executionis in vpper howse of Assembly held at S^t Marys the 10th day of Aprill 1666 & assigned for Error amongst other things that the order of our Pro^{all} Court granted ex post facto for an extent ag^t the lands of the sd Gerrard after Snowe had chosen a levari facias was error. And our sd vpper howse of assembly readeing the Records & proceedings of our sd provinciaall Court therein & viewing and Considering of the same did finde the sd order & Extent therevpon grounded to be erroneous Wherevpon our sd upper howse of Assembly p. 279
Ordered that the sd order and Extent should be reversed &