

Lib. R. R. R.

Philip Lynes defence ag^t Doynes compl^t

Memdū.

Came M^r Philip Lynes of Charles County and humbly prayed Oyer of the Complaint exhibited to this board ag^t him by M^r Robert Doyne Sheriff of the said County the 23th day of ffeb^{ry} last, setting forth that he the said Lynes had made his escape from the said Sheriff when taken in execution, by means whereof the said Sheriff had procured the speciall ord^r of this board to take him the s^d Lynes again into his custody in any part of the Province.

Which said Complaint being read, and the s^d Doyne also present he did alledge that true it was he had upon his application to their Hono^{rs} obtained favourably the ord^r of this board for the retakeing of the said Lynes who had escaped from him, that he had made his returne thereof to the Prov^{ll} Court by having the body of the s^d Lynes before his L^{sp}s Justices there according to the teno^r of his precept, and if in soe doeing he have illegally proceeded to the damage of the s^d Lynes, The said Lynes hath his remedy at Law against him.

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The said Lynes alledgeth that Henry Hardy of Charles County The Receiver of him the said Lynes did come to the s^d Lynes house, and in a huffing manner told him that in the name of the R^t hon^{ble} the Lord Prop^{ry} he did arrest him, without shewing either writt or Deputation, or declareing at whose suite, whereat the said Lynes, not knowing him to be any Officer of the Sheriffes, but a servant of his owne employed by him, tooke occasion its true to correct him and turne him out of doores.

The said Doyne affirmes that the said Lynes was legally served with an Execution by his Lawfull Officer Henry Hardy w^{ch} he cann proove sufficiently and therefore insists upon the returne by him made of the ord^r of this board, wherein if he have wronged the said Lynes, he hath his remedy at law.

Councills Result conc: M^r Doynes returne

Resolved that the returne made by the s^d Sheriff M^r Robert Doyne by vertue of the ord^r of this board must be accepted as good at present, and that the said Lynes remaine a prisoner untill next Court; and then if the said Doyne cann proove the writt legally served, and that his Dep^{ty} Henry Hardy especially appointed did in presence of others produce his writt and Deputation, the same to stand good, if not the s^d Lynes hath his remedy at Law.

At a Councill held at the City of S^t Maries the 5th day of March Anno Dmi 1685.