

Lib. H. D. Mr Wm Sharps  
Pet & Ord<sup>r</sup>  
of Reference  
to the Kings  
Lawyers

The humble Petition of W<sup>m</sup> Sharpe of Talbot County.

Humbly Sheweth—That a Judgm<sup>t</sup> was obtain'd at the Kings suit against yo<sup>r</sup> Peticōn<sup>r</sup> for one Thousand pounds Sterl & yo<sup>r</sup> Pet<sup>r</sup> before any Execution Sued out ag<sup>t</sup> him, being advised by his Counsell that there was Error in the Judgm<sup>t</sup> so as afores<sup>d</sup> Obtain'd ag<sup>t</sup> him did thereupon Sue out his Writt of Error returnable before yo<sup>r</sup> Ex<sup>ncy</sup> and this hon<sup>ble</sup> Board and procured a Writt of Supersedeas which was directed to the Sherriff of Talbot County and afterwards that is to Say on Saturday Night very late being the 24<sup>th</sup> Instant the Sherriff of Ann Arrundell County Came to Serve yo<sup>r</sup> Peticōn<sup>r</sup> with Execution upon the s<sup>d</sup> Judgm<sup>t</sup> afores<sup>d</sup> and although yo<sup>r</sup> Peticōn<sup>r</sup> shewed the s<sup>d</sup> Sherriff the Writt of Supersedeas when he Came to Serve the Execution and before he had Served the Same Yet he would not take any Notice thereof but Served Execution and does Still detain yo<sup>r</sup> Peticōn<sup>r</sup> in Prison thereon

Yo<sup>r</sup> Peticōn<sup>r</sup> humbly Prays yo<sup>r</sup> Ex<sup>ncy</sup> and this Hon<sup>ble</sup> Boards Consideracōn of the Premises and that he may be Released from his Illegal imprisonm<sup>t</sup> and Restored to his liberty; and he will

Pray &<sup>ca</sup>

Ordered that the Same be Referred to the Kings Lawyers for th<sup>m</sup> to make Report thereon what the Law says in that Case. But it is Remarked that if the Petition<sup>r</sup> had been minded to Peticōn before, he might, there having been enough of his Ma<sup>ts</sup> hon<sup>ble</sup> Councill in Town, to have given an Answer thereto from the time of his first being Arrested.

Produced by his Ex<sup>ncy</sup> to the Board a Letter by him rēcd: from the R<sup>t</sup> hon<sup>ble</sup> the Comm<sup>rs</sup> of his Ma<sup>ts</sup> Customs of the 10<sup>th</sup> of June 1695, directing a prosecution to be made of John Tench's Navigation Bond W<sup>m</sup> Sharpe Security, which was Read.

Then produced a former Ord<sup>r</sup> of this Board for putting the s<sup>d</sup> Bond in Suit which was likewise Read; the Effect whereof his Ex<sup>ncy</sup> does Say has been Complied with, upon which Acco<sup>t</sup> the s<sup>d</sup> Sharp the Peticōn<sup>r</sup> now lyes under Execution.

p. 492 The Report of his Ma<sup>ts</sup> Lawyers upon the foregoing Peticōn was produced and Read as followes Viz<sup>t</sup> To his Ex<sup>ncy</sup> the Govern<sup>r</sup> in Councill &<sup>ca</sup> In Obedience to this Cōmand I humbly offer that a Supersedeas to the Sherriff of Talbot County Could have no Influence on the Sherriff of Ann Ar<sup>ll</sup> County but that he having a Possitive Precept Cōmanding him he ought by the Duty of his place to Execute it Notwith-