

for the same, And is like the Case of an Assumpsit brought against an Executo^r for goods bought by his Testator & himself, w^{ch} cannot be in One accōn And for that reason the same is also Vitious and Erronious Liber W. C.

And therefore for the reasons aforesaid the said Deft prays that the said Judgment may be arrested, and that she the said Deft may have her Costs &^{ca}

Which Reasons aforesaid being Read and heard and by the Justices here fully understood & Dilligently Examined Itt seemeth to the same Justices here That the reasons aforesaid are insufficient in Lawe To arrest Judgment upon the Verdict of the Jury aforesaid, Therefore Itt is Considered by the Court here that the said Gerrard Slye Recover against the said Margaret Stagg Adm^{rx} as aforesaid aswell the sume of Two Thousand three hundred fifty foure pounds of Tobacco Damages by the Juro^{rs} aforesaid in forme aforesaid Assessed as also the sume of pounds of Tobacco for Costs of Suite, and the said Deft in mercy&^{ca}

Edward Lunn Who aswell & ^a ag ^t Anthony Demondadeire	}	Anthony Demondadeire late of Bal- temore County gentl was attached to answere unto Edward Lunn Who as- well for the Right Hono ^{ble} The Lord Prop ^{ry} &c as for himself in this behalfe followeth &c. in a plea of Trespasse upon ye case
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And Whereupon the said Edward Lunn by George Parker his Attorney aswell for the Right Hono^{ble} the Lord Prop^{ry} as for himself Complayneth. That Whereas by a Certaine Act of Assembly made att a Generall Assembly begunn and held at the City of st Maryes the fifteenth Day of May in the first yeare of the Dominion of the Right Hono^{ble} Charles absolute Lord and Prop^{ry} of the Provinces of Maryland &^{ca} Annoq Doni. 1676 Itt was amongst other things Enacted by the Right Hono^{ble} the Lord Prop^{ry} by and with the advice and Consent of the upper & Lower houses of that present Generall Assembly That all psons Who shall Desire marriage have liberty to apply themselves Either to the Preist Minister pasto^r or Magestrate for the contracting thereof, And Itt was further Enacted by the authority aforesaid That all persons within the Province of Maryland intending marriage should make Publication thereof Either in the Church or Chappell or County Court or meeting house next Where they Dwell & that at such times as such Church Chappell or Meeting house be full and thereby Capable to take Cognizance thereof, And that it shall and may be lawfull Upon Certificate had from the Preist Minister Pastor or County Court where Such Publication shall have been made, of three weekes after the said Publicacōn ffor either Minister Pasto^r or Magestrate to Joyne in Marriage such persons as aforesaid, And if any p^rsume to Contract Marriage without such publicacōn made and Certificate