

his Damages Sustained by occasion of the premisses at thirty p Cent. Liber W. C.
amounting to the sume of seaven pounds nineteene shillings and six
pence sterl. as also the sume of ffive hundred seaventy and six
pounds of Tobacco for Costs of suite & the said Deft in Mercy &c^a

Thomas Yeabesly } Comand was given to the sheriffe of s^t Maryes
agt } County that he take Richard Gardiner late of
Richard Gardiner } st Maryes County Gentl If he should be found
in his baliwick and him safe Keepe soe that he
should have his body here the six and Twentyeth day of Aprill in
the sixth yeare of Dominion of the Right hono^{ble} Charles Lord Balte-
more &c Annoq̄ Doni 1681 to answeere unto Thomas Yeabesly of
Plymouth in the Kingdome of England Marchant in a plea of Tres-
passe of the Case, On w^{ch} said six and Twentyeth day of Aprill in
the yeare aforesaid Major William Boareman sheriffe of the County
afores^d made Returne of the writ aforesaid that by vertue thereof
he had taken the body of the said Richard Gardiner whose body
he had ready at the time and place in the said writ required, And the
said Richard Gardiner Came then by Robert Carvile his Attorney
and appeared and Imparled untill next Court.

Now here at this Day to wit the sixteenth day of November in
the sixth yeare of y^e Dominion of the Right hono^{ble} Charles Lord
Baltimore &c. Annoq̄ Doni. 1681 Came the said partyes by their
Attorneys aforesaid and the said Thomas Yeabesly by his said At-
torney Refuseth to make any further prosecucōn against the said
Richard Gardiner in the plea aforesaid, Therefore It is Considered
that the said Thomas Yeabesly take nothing by his writ aforesaid but
be in Mercy for his false Claime thereupon and that the said Richard
Gardiner goe thereof without Day, And that the said Richard Gardi-
ner Recover against the said Thomas Yeabesly the sume of seaven
hundred and five pounds of Tobacco for his Costs and Charges by
him about his Defence in this behalfe Laid out and expended, and
the said Richard may have thereof Execucōn :

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John Peirce Ex^r of } **Hugh Hartshorne** late of st Maryes County
John Peirce deceased } was attached to answer unto John Peirce Ex^r
agt } of the Last will and Testament of John Peirce
Hugh Hartshorne } decd in a plea of trespasse upon the case

And Whereupon the said John Peirce Ex^r
as aforesaid by Kenelme Cheseldyne his Attorney complaineth that
Whereas the said Hugh Hartshorne the sixteenth day of
in the yeare of our Lord 1679 did Languish of a Certaine hurt or
Lamenesse in one of his Leggs, as also of seaverall Distempers of
body & the said John Peirce deceased being a profest Chirurgion &
skilfull in the said art as also in the art of Phisick and for a Long
time within this Province practised both of the same wth very good
Successse, in Consideracōn that the said John Peirce would admin-