

At a Court before his Ex<sup>ney</sup> the Govern<sup>r</sup> and his Ma<sup>ty</sup> Hon<sup>ble</sup> Council for hearing Appeals and Writs of Error etc: Met and held at the Port of Annapolis the 17<sup>th</sup> day of December, in the Eighth Year of the Reign of our Sovereign Lord King William the Third etc: Annoque Domini 1696.

Present: His Ex<sup>ney</sup> Francis Nicholson Esq Cap<sup>t</sup> Gen<sup>l</sup> etc; The hon<sup>ble</sup> S<sup>r</sup> Thomas Laurence Baron<sup>t</sup> Secy<sup>r</sup>; Thomas Tench Esq; Co<sup>ll</sup>: John Addison; Co<sup>ll</sup>: John Courts; Thomas Brooke Esq.

The following Cause was Called Viz<sup>t</sup>

Eliz: Blackiston Ex<sup>rx</sup> of Co<sup>ll</sup>: Blackiston dec<sup>d</sup> Qui tam ag<sup>t</sup> Charles Carroll  
Upon a Writ of Error.

The s<sup>d</sup> Writ of Error not appearing nor having been Filed with the Clerk of this Court by Virtue whereof the Proceedings were transmitted, the Def<sup>t</sup> is never-theless willing that the Cause Should go on and the Reasons Argued and the Judgm<sup>t</sup> thereon to Stand as Effectually as if the s<sup>d</sup> Writ had actually been filed.

Then Read the Proceedings as follows, Viz<sup>t</sup>

[47] At a Speciall Court of Oyer and Terminer begun and held at the City of S<sup>t</sup> Maries the Twelfth day of January in the Fourth Year of the Reign of our Sovereign Lord and Lady King William and Queen Mary etc: Annoque Domini 1692 by Virtue of their Ma<sup>ty</sup> Royall Comission bearing date the Fourth day of the s<sup>d</sup> January under their great Seal of this their Province of Maryland to M<sup>r</sup> Thomas Greenfield Cap<sup>t</sup> John Bigger, Cap<sup>t</sup> James Keech, Richard Clouds, and Philip Brisco[e] Gent. or any three or more of them directed, and From the s<sup>d</sup> Twelfth day of January by Severall adjournm<sup>ts</sup> continued to the Sixteenth day of February following and from thence, from day to day to the 18<sup>th</sup> day of the Same month when appeared of the Justices aforementioned and Sat in Court, Viz<sup>t</sup>

Cap<sup>t</sup> John Bigger; Cap<sup>t</sup> James Keech; Richard Clouds; Phillip Briscoe, Gent. Justices, p<sup>rsent</sup>.

At the Same day Came Nehemiah Blackiston Esq their Ma<sup>ty</sup> Collecto<sup>r</sup> for Potomack District by George Plater Esq his Attorney and Exhibited to the Court here this following information Viz<sup>t</sup>

MARYLAND: ss To the Hon<sup>rd</sup> their Ma<sup>ty</sup> Justices of the Especiall Court of Oyer and Terminor at S<sup>t</sup> Maries.

Be it remembred that the 17<sup>th</sup> day of Feb<sup>ry</sup> in the Year of our Lord 1692 Came here into Court Nehemiah Blackiston Esq Collecto<sup>r</sup> of their Ma<sup>ty</sup> Customs for Potomock District who as well for the King and Queen as for himself prosecuteth and gave the Court here to understand and be informed That whereas by a Statute of England made at a Sessions of Parliam<sup>t</sup> in the Third Year of the Reign of King Henry the Seaventh late King of England etc: w<sup>ch</sup> is yet in full force and unrepealed and is intituled (a certificate Shall be made