

and Creditts of the Said Anthony Smart for the Sume of Six thowsand nine hundred and twenty pounds of tobaccoe the Debt Sued for when the bill and Decleration is filed in this Court with the Clerke.

[272] William Sergant by William Stone his Attorney brought his Majesties writt of Capias against William Elliott in a plea of trespass upon the Case etc. and the plantiffe haveing Issued out two writts against the Defendant boath which was by the Sheriffe Returned that the Said Defendant was not to be found in his balywick Whereupon at the Request of the plantiffes Attorney it is ordered that the Said William Sergant have an Attachment against the goods Chattles and Creditts of the Said William Elliot when the Decleration is filed and Account proved.

Thomas Davis against Roger Yopp.

It was Commanded the Sheriffe that Whereas Thomas Davis Lately in the Court of our Sovereigne Lord the King in Charles County att Poore [Port] Tobaccoe the day of before the Justices of our Sovereigne Lord the King by the Consideration of the Said Court had Recovered against Roger Yopp as well a Certaine Debt of Six hundred and thirty pounds of tobaccoe as two hundred thirty Seven pounds of tobaccoe Cost of Suite whereof he was Convicted Nevertheless Execution of the Judgment aforesaid yett Remaineth to be done as by the Insinuation of the Said Thomas Davis our Sovereigne Lord the King is given to understand and because etc. that by Law etc. he make knowne to the Said Roger Yopp that he be here att this day that is to Say the 25th day of January 1697: [1698] to Shew Cause if etc. wherefore the Said Thomas Davis his Execution against him of the Debt and Damages aforesaid ought not to have According to the forme of the Recovery aforesaid if etc.

And now here at this Day Came the Said Thomas Davis by William Stone his Attorney and Offered himselfe against the Said Roger Yopp of the plea aforesaid and he being Solemly Called Came not etc. And two writts of Scire facias haveing been Issued out against the Defendant boath which was by the Sheriffe that the Said Defendant was not to be found in his balywick etc.

Therefore it is Considered that the Said Thomas Davis Recover against the Said Roger Yopp his Debt: and Damages aforesaid together with two hundred forty Eight pounds of tobaccoe for his Cost and Charges in this behalfe Sustained etc.

Henry Jowles against John Bennett

It was Commanded the Sheriffe that whereas there is due to Col. Henry Jowles from John Bennett three hundred ninty Six pounds of tobaccoe for Clerks fees in Calvert County and for which Execution hath not yett been Served he make knowne to the Said John Bennett that he be here att this Day that is to Say the 25th Day of January 1697 [1698] to Shew Cause if etc. wherefore the Said Henry Jowles Execution against him of the Debt aforesaid ought not to have etc.

As by the Account filed in the Records of this Court more at Large may Appeare. And now here at this day Came the Said Henry Jowles in his owne person and Offered himselfe against the Said John Bennett and he being Solemly Called Came not. etc.

And the Sheriffe now Returneth that he hath by Lawfull men etc. made knowne unto the Said John Bennett of his being here this day to Shew Cause in forme aforesaid etc.