

March Court 1763

At which day here came the of Nicholas M<sup>r</sup> Tublin by Samuel Wilson his Attorney and the Sheriff to  
 with Ephraim Wilson now here returned that he by Virtue of the Writ of Made known unto the of Thomas  
 Tyler by Isaac Coulbourn and John Doe Good and Lawfull Men of his Bailiwick that he should be  
 appear before the Justices within mentioned on the day and place within contained to show Cause  
 to him within it was commanded ~~and~~ And the said Thomas Tyler altho' to be warned  
 being solemnly called to show Cause came Not but made default and upon this the said Nicholas M<sup>r</sup> Tublin  
 may Execution against the said Thomas Tyler for the Damages of according to the form and effect of the  
 Recognizance of therefore it is considered that the of Nicholas M<sup>r</sup> Tublin have Execution against the  
 of Thomas Tyler for the Damages of in the *scire facias* of mentioned according to the force form and  
 effect of the Recognizance of also it is considered that the of Nicholas M<sup>r</sup> Tublin Recover against  
 the of Thomas Tyler pounds of Tobacco for his Costs and charges  
 sustained by means of the Delay of the Execution of the Judgement of and that the of Nicholas have  
 thereof Execution of

260 the of Thomas Tyler

His Lordship the Lord Proprietor directed his writ to the Sheriff here in these words Viz  
 I Peter Hubbard absolute Lord and Proprietor of the provinces of Maryland and Avalon Lord Baron  
 Stephen Horsey of Baltimore To the Sheriff of Somerset County greeting whereas a certain Stephen  
 Horsey late of Somerset County planter in our County Court of Somerset at princeps Ann Town to wit  
 the Tenth Day of March Anno Domini one thousand seven hundred and sixty two before Isaac Handy  
 Esq and others his associates Justices at princeps Ann Town of appeared upon himself and did under-  
 take for a certain Samuel Horsey late of Somerset County Planter that in case a certain Peter  
 Hubbard should Recover Judgement against him the said Samuel Horsey in a certain plea of trespass  
 upon the Case by the said Peter against the of Samuel in our same Court prosecuted or that the said  
 Samuel should be thrown in Convict that then he the said Samuel all Damages which to the said Peter  
 in our same Court here in the of action of trespass upon the Case that should be adjudged unto the  
 same Peter he would satisfy or his body in Execution of such Judgement To the prison of the Sheriff  
 of Somerset County if he would provide or that he the said Stephen Horsey would do the same for him  
 and altho' the of Peter Hubbard afterwards to wit the of sixteenth Day of March and Year after  
 our same Court before the of Isaac Handy and others His associates Justices of our County Court of  
 Somerset at princeps Ann Town of and by Consideration of the same Court Recovered against the  
 of Samuel Horsey Eight pounds seven Shillings and Nine pence Half penny two M<sup>r</sup>ney and two hun-  
 dred and eleven pounds of Tobacco for his Damages which he sustained as well by Occasion of the action  
 of Trespass upon the Case of for the non performance of a certain promise and assumption to the said Peter  
 by the of Samuel lately made as for his Costs and charges by him about his suit in that part expen-  
 ded wherof he is Convict as by the Record and proceedings wherof in our same Court before our Justices  
 at princeps Ann Town of now Remaining manifestly appeareth Nevertheless the of Samuel did  
 not in Ex<sup>t</sup> of such Judgement to the of prison of the Sheriff of Somerset County of he did not  
 did nor the same Samuel the Damages of to the of Peter hath not satisfied as by the Insinuation of  
 the same Peter in our same Court we have Received and because we are willing that those things with-  
 in our Court of before our Justices of and Right acted and acknowledged Ought to be duly Executed  
 we Com<sup>and</sup> you that by Good and Lawfull Men of Your Bailiwick you Make known unto the of  
 Stephen Horsey that he be and appear before our Justices of our County Court of Somerset to be held at  
 princeps Ann Town in and for the County of the third tuesday of March Next to show Cause if any  
 thing for himself to say knoweth wherof the of Peter his Execution against him of the Damages of

March Court  
 To Have ought not  
 Have you then and  
 Esq One of our Justices  
 Anno Domini 1762  
 At w  
 Sheriff to wit Ephraim  
 the of Stephen Horsey  
 should be and app  
 Cause as to him  
 being solemnly call  
 may Execution  
 Recognizance of  
 Horsey for the Dam  
 -nizance of also  
 106  
 Delay of the Ex  
 W<sup>r</sup> Robert Handy  
 L<sup>d</sup> John Locat  
 found in his Ba  
 Lordships County  
 Dom one thou  
 under him the  
 he owes and uny  
 And hereupon the  
 Somerset County  
 Summ<sup>ed</sup> to be  
 Shillings and  
 forth: And  
 said John the  
 ty of by his lev  
 Court doth Bre  
 Indebted unto  
 of to be paid u  
 Bill Obligat  
 himself firmly  
 and one penny  
 hath denyed a  
 Damage to the  
 A copy of the  
 served on the  
 ray of and the  
 hon the of Jo  
 of plea as to