

November Court 1723 - 127

Benjamin Waiter } memorandum: the gift by his attorney sued Out his Lordship's writt of Scire facis against the
William Copper } Defth. the tenor whereof followeth in these words vizt - Somerset County ss Charles -
absolute Lord and propriety of the provinces of Maryland and Avalon Lord Baron of Balte-
more &c. To the Sherif of Somerset County greeting Whereas a certain Benjamin Waiter lately in our County
Court of Somerset to wit on the Eighteenth day of Aprill in the Seventh year of our Dominion &c. and died. One
thousand Seven hundred and twenty two Before the worshipfull Charles Ballard and his associates Justices of our
said Court at Dividing Creek and by consideration of our said Court Recovered against a certain William Copper
as well the sum of One thousand three hundred and sixty one pounds of tobacco a certain Debt as also the sum of
One hundred and Ninety pounds of tobacco for of Sute whereof he is forsworn as by the record and process thereof
in our said Court remaining manifestly appears and for as much as Execution thereupon as yett to be
done and Because wee will that those things which in our said Court are legally done and acknowledged
Should be Brought to adue Execution - Command you that by good & Lawfull men of your Barishment you make
Known unto the said William Copper that he be & appear before the Justices of our said County Court of Somerset
to be held at Dividing Creek in Somerset County aft the third Tuesday of August next to shew Cause if any thing
for himselfe he hath or knoweth to say why the said Benjamin Waiter his Execution of the Judgment aft agt.
him the said William Copper according to the form of the recovery aft he ought not to have if to him it shall
seem mete and have you then and there the Names of those by whom you make the same Known and this
writt Witness Charles Ballard Gentle: Chief Justice of our said Court the 20. day of ^{June} August in the Eighth
year of our Dominion &c. and died: 1723 - (Fran: Allen)

Thomas Hayward Es.

At which said third Tuesday of August to wit the ^{fourteenth} ~~third~~ day of August the same month being the day of the return of
of same writt and died One thousand Seven hundred and twenty three, being the day of the said -
Benjamin Waiter by his attorney aft and the Sherif of Somerset County to whom the foregoing writt
was directed Likewise Cometh and maketh return thereof to the Court here Endorsed in these words follow:-

vizt vizt - Nihil off Joseph McClester Sherif

Therefore Command is againe given to the Sherif of Somerset County that by good &c. he make Known
unto the said William Copper that he be & appear before the Justices of his Lordships County Court
to be held at Dividing Creek for the County of Somerset the third Tuesday of Novemb Next to shew Cause in
fame aft &c. if &c. and further &c. the same day is given to the the said Benjamin Waiter also -

At which said third Tuesday of November to wit the Nineteenth day of the same month and died
One thousand Seven hundred and twenty three being the day of the return of the said Writt Cometh the said
Benjamin Waiter by his attorney aft and the Sherif of Somerset County to whom the foregoing Writt was
directed Likewise Cometh and maketh return thereof to the Court here Endorsed vizt. Nihil off Joseph McClester Sherif

Whereupon the said William Copper altho solemnly Colled Comer not nor shews Cause why &c. but makes
(default)