

Novemb: Court - - - 1726 - - - - 191
on the part of y^e said Peter Whiting in our Court before us we have accepted,
& altho' Judgm^t: be thereupon rendered Never the less Execution of y^e Damages
& Costs a^d as yett remaineth to be done to y^e retardation of y^e Execution of the
Administration a^d where upon y^e said Peter Whiting hath supplicated us for
a proper remedy in y^e part to him to be provided, & because we are willing y^e
those things which in our said County Court are rightfully done so should
come to due Execution - We Command you y^e by good & Lawfull men of your
Bailey which you Make known unto y^e said Tho: Billin y^e he be appear -
Before y^e Justices of our County Court of Somersell, to be held at Darding Creek
the third tuesday of November Next to shew cause, if any thing for himselfe
he hath, or knoweth to say, wherefore y^e said Peter Whiting his Execution
against him, of y^e Damages & Costs a^d to have ought not according to y^e
Form & Effect of y^e recovery a^d, if unto him it shall seem Expedient &
have you then & there y^e Names of thoes before whom you Make y^e same
known, & this Witt willnes Samuel Hopkins Gent. Chief Justice of our
said Court this 19th day of August in y^e Eleventh Year of our Dominion &
Ann^d Dowd 1726 -

All which said third tuesday of Novemb. to witt the fifteenth day of the same
month ann^d Dowd. One thousand Seven hundred and twenty Six being the day of
the Return of the said writ Cometh the said Peter Whiting a^d of the a^d
Jeffry flowers by his attorney a^d and the shew. of somersell County to whom the
forgoing writ was directed Likewise Cometh and maketh Return thereof to the
Court here endorsed by. made known of me Francis Allen shew -

Whereupon the a^d Peter Whiting a^d. as a^d by his attorney a^d prays Execu-
tion against the a^d Thomas Billin of the Damages and Costs a^d, But the a^d Thomas
Billin altho' solemnly called Cometh not but makes default - Therefore it is considered
by the Justices here the fifteenth day of Novemb^r Ann^d Dowd. One thousand Seven hundred
and twenty six that the a^d Peter Whiting a^d. as a^d have his Execution against the a^d
Thomas Billin for as well the sum of twenty three pounds, Nine Shillings and ten pence fund
money of Maryland and seven hundred and Ninty Six pounds of tobe ^{his} Damages and Costs
318 a^d as also the sum of Three hundred & Eighteen _____ pounds of tobe for his
Costs and Charges sustained by reason of Delay of Execution of the Judgm^t a^d &

L^d. Jos: M^r Holder

Jos: Holder

This being an action of trespass upon the case brought by Joseph M^r Holder
against Joseph Holder wherein the shew. of Somersell County to whom the writ