

August Court --- 1725 --- 55  
Somerset. to wit the twentieth day of August in the Eighth year of Our Dominion &c. and Dow. One thousand Seven  
hundred and Twenty three before the worshipful Charles Ballard Gent. and his associates then Justices of Our said  
Court at dividing Creek and by consideration of Our said Court Recovered against a certain Timothy Malcomb  
Late of Stegney Parish in Somerset County Slauter and Crisilla his wife as well the Sum of four hundred  
and forty three pounds of tobacco certain Damages as also the Sum of Six hundred and Eighty three pounds  
of tobacco by Our same Court adjudged unto him for his costs and Charges by him about his Suite in that part said  
But and Expanded whereof they are found as by the Record and Brief thereof in Our same Court before  
at dividing Creek Likewise Remaining manifestly appears Nevertheless Execution of the Judgment as yet  
Remains to be done, and the said Robert Martin is since dead as by the Injunction of ~~the~~ Mary Martin  
Heir and Exorship of the Last will and testament of the said Robert Martin we have received and because  
we were that which in Our said Court is Rightly done and acknowledged should be brought to adue  
Execution we Command you that by good and Lawfull men of your Bailiwick you make known unto the  
said Timothy Malcomb and Crisilla his wife, that they be and appear before Our Justices of Our County Court  
to be hold at dividing Creek in Somerset County the third Tuesday of August Next, to shew Cause if any thing  
for themselves they have or know to say why the said Mary Martin Exorship should not have her Execution  
against them for the Damages and Costs as According to the form of the recovery as shew ought not to  
have if to them it shall seem Expedient and have you then where the Names of those by whom you  
make the same known and this Witt Witness Samuel Hopkins Gent. Chief Justice of Our said Court the  
Eighteenth day of June in the said tenth year of Our Dominion &c. and Dow. One thousand Seven hundred &  
Twenty five

At which said third Tuesday of August to wit the seventeenth day of the same month and Dow. One thousand  
Seven hundred and twenty five being the day of the Return of the said Witt Cometh the said Mary Martin  
as said by the Lawfull Gent her attorney, and the Sher. of Somerset County to whom the foregoing Witt was directed  
Likewise Cometh and maketh Return there of to the Court here Endorsed in these words following but  
made known before John Anderson and William Stewart - so answer Jos. M. Carter Sher -

And the said Timothy Malcomb and Crisilla his wife altho. solemnly called Cometh not nor shews  
Cause why &c. but make default whereby the same Eff Remains against the said defend. wholly undefended &c.

Therefore it is Considered by the Court here the seventeenth day of August and Dow. One thousand Seven  
hundred and Twenty five that the said Mary Martin Exor of the same Robert Martin dec. have her Execution  
against the said Timothy Malcomb ~~and~~ Crisilla his wife of the Judgment as well for the Sum of four  
hundred and forty three pounds of tobacco certain Damages as also the Sum of Six hundred and Eighty three pounds  
of tobacco by the Court here adjudged unto her for her costs and Damages sustained by Omission of Delay of  
Execution of the Judgment as shew  
(230) Costs of Suite in the Judgment as specified as also the Sum of Two hundred and thirty  
pounds of tobacco by the Court here adjudged unto her for her costs and Damages sustained by Omission of Delay of  
Execution of the Judgment as shew