

March Court. Ann. -- 1728 -- 16.

And a valour Lord Baron of Baltimore & To the Sher. of Souders Co. Greeting whereas for Henderson
Sed. late of Newbury Parish in Souders Co. & Planter lately, in our Court (to wit) the Seventeenth
Day of March Ann. Doud. One thousand Seven Hundred & twenty three before for Gray Gent^e & his
associates then our Justices of our Co. of Souders at Dividing Creek by Consideration of
the same Court Recovered against James Feillett Doctor of Physick thirteen Hundred pounds
of Tob^o. which to the same for Henderson in our same Court, & by the Discretion of the
Justices of our same Court were & judged for his Costs & Charges which he sustained for
that the said James Feillett did not prosecute his Writ in a certain plea of Trespass upon it
Case & by the same James against the said John in our same Court Impetrated According to
the form of the Statute there Against Parties & Cts. which their Writs in such manner
of pleas doe not prosecute, or in the same should be precluded made & provided where of he is
Convict as by the Record & process thereof in our same Court residing Manifestly appears the
Nevertheless Execution of the Judgmt. as yett remaineth to be made as by the Jurisdiction
of the said John we have Received, & because we are Willing that those things which in our same
Court are right fully acted, Ought to be duly Executed, We Command you that by honest &
Lawfull men of your Parish you Make Known to the said James that he be before our
Justices of our County Court of Souders to be held at Dividing Creek the third Tuesday of
March Next, to shew Cause if any thing for himselfe he hath or to say Knoweth, where
fore the said John Execution of the Costs & Charges, to have Ought not, According to the
form of the Recovery, & if to him it seemeth Expedient, & have you there the Names
of them by whom to him you Make the same Known and this Writ Writte for said Hopkins
Gent^e Chief Justice &c.

AND now hereat this day to wit, the third Tuesday of March being
the Eighteenth Day of the same month Ann. Doud. One thousand Seven Hundred and twenty Eight
being the Day of the Return of the said Writ cometh the said John Henderson by his attorney &c. and
the Sheriff made Return that by Thomas Balgh and Hutton Hill honest and Lawfull men of his
bailiwick he had made known unto the aforesaid James Feillett, of his being here at this day to shew
in force &c. And the said James Feillett altho so before warned, the same Day being
Solemnly Called Cometh not but makes default &c.

Therefore it is considered by the Court here that the said John Henderson have his
Execution against the said James Feillett of the aforesaid One thousand three hundred pounds of Tob^o. in
the Judgmt. as specified as also two hundred and three ————— pounds of Tob^o for
his Costs and Charges and damages sustained by reason of delay of Execution of the Judgmt. as according
to the form of the Statute thereof in such Case lately made and provided &c.

Ld. James Martin

J. A. William Hopkins

Command was given to the Sher. of Souders Co. that he should
take W^m Hopkins late of Souders Co. & Planter if he should be found
in his Bailiwick & him should safe keep so he might have his body
before the Justices of his Lordships Co. Court of Souders to be held
at Dividing Creek the third Tuesday of March then Next to answer unto James
Martin