

of the def^t. Holland or any Memorandum thereof was reduced to writing and signed by the said Holland or any person by him thereto lawfully Impowered according to the form of the statute in that case lately made and provided.

Whereupon all and singular the premises by the Court here seen heard and fully understood it seem to the Justices here that the reasons of and the matter therein contained are not sufficient in Law to bar or preclude the s^d John Lay from having of Judgment on the Verdict of, so as a^d on part of him rendered.

Therefore it is considered that the s^d John Lay recover against the s^d Thomas Thomas Collins and Nehemiah Holland the damages of by the Jurors of in sum of as before as also eight hundred and Two pounds of Tobacco for his Costs and Charges of the s^d John Lay by the Court here of his assent of Increase adjudged which same Damages in the whole amount to Nine pounds three shillings Great money of Maryland and Eight hundred and three pounds of Tobacco and the s^d Thomas and Nehemiah in money &c.

Command was given to the Sheriff of Somerset County that he should take Benjamin Townsend late of Somerset County Merchant if he should be found in his bailiwick and him should safe-keep so that he might have his Body before the Justices of his Crosships County Court of Somerset to be held at deciding Creeks in the same County the third Tuesday of June Anno Domini one thousand seven hundred and thirty seven to answer unto Day Scott of a plea of trespass upon the Case &c. and the same day is given to the s^d Day here &c. At which day here before his Lordships Justices at a Court then held at deciding Creeks in the same County came the s^d Day Scott, by Robert ~~Stanhope~~ Stanhope his attorney and the s^d Sheriff to witte Joseph Macclesler Gent. now here returned that he had taken the s^d Benjamin Townsend whose body hereat this day he had ready to answer the s^d Day Scott of the s^d plea as to him it was commanded. And Whereupon the s^d Benjamin Townsend puts in his place Charles Goldsborough Gent. against the s^d Day Scott