

The said Plaintiff recovered against the Defendant Judgment for the sum of 2000 Sterling & for that Execution had not thereupon issued that by Good and Law full men of this Bailiwick he make known to the said John Balley that he be and appear here this Day to shew Cause if any he could why Execution should not issue forth against him —

At which Day to wit the eighteenth Day of April in the 19. Year of the Dominion of Cecilus &c. Came the said Sheriff and returns to the Court here that he hath made known unto the said John Balley as the Writ requires him in the Presence of Jo Warech Charles Delaroch & Peter Delaroch and the said Jo Balley — Come likewise —

And the said Jo Balley shewing no Sufficient Cause to the Court here It is Comanded the same Sheriff that he take the said Jo Balley if he and him safe in his Custody keep so that he have his Body here the Twelfth Day of May next to Satisfie the said Raymond the Judgement aforesaid —

At which said 12th Day of May the same Sheriff returns the Writ aforesaid and saith that he hath taken the said Jo Balley whose Bodie he hath at the Day and Place as the Writ requires —

Upon the Petition of John Balley that in February Court 1668 he had Judgment against him at the Suit of Raymond Stapleford for £1000 Sterling and through the Mistake of the then Clerk the Judgment was entered for no certain sum to be received, and against which Judgment the Petitioner preferred his Bill in Chancery to which the said Stapleford Answers upon Oath and therein owns the said Judgment to be but for one hundred Pounds Sterling & in December Court 1670 the Petitioner then Complainant and the Defendant being upon Arbitration their Attorneys let the said Cause in Chancery be Discontinued since which the said Stapleford falsely Informing his Excellency that the said Judgment was for two thousand pounds Sterling procured Order for a Scire facias against the Petitioner to shew Cause why Execution should not issue for £2000 Sterling Returnable — Last Court and the Petitioner appearing and having no Attorney put in no Plea to the Scire facias Whereupon Execution is since issued for £2000 Sterling

Ordered that a Writ of Error be granted to the Petitioner returnable in the Upper house of Assembly the Twentieth Day of this Instant — Month of May —

Signed

Charles Calvert Sealed  
Philip Calvert Sealed  
William Calvert Sealed  
Baker Brooke Sealed

And the same Day to wit the 26th Day of May aforesaid his said Lordship in his said Upper house of Assembly came the said John Balley by the said Robert Bridgley his Attorney and Assigneth for Error as followeth Viz That in the Record and Process aforesaid & in the rendering