

may appeare. Whereupon the same John England the Seaventeenth day of October then next by his said Attorney psecuted a Certaine writt of Execucon out of the same Court To the Sheriffe of the County of S^t Maryes Directed against the body of the said Garrat Vanswearingen upon the same Judgment for the same sune of Two thousand Two hundred seaventy six pounds of Tobacco and ffive hundred thirty six pounds of Tobacco Costs in all the sune of Two thousand Eight hundred and Twelve pounds of Tobacco, and Returneable before the same Justices the ffifth day of March then next following, w^{ch} said writt of Execucon against the body of the said Garratt att the suite of the said John England for the said Two Thousand Eight hundred and Twelve pounds of Tobacco hee the said John to the said Gerrard Slye then high sheriffe of S^t Maryes County. the thirteenth day of October Att Bushwood in the said County delivered in forme of Law to bee Executed, By vertue whereof the said sheriffe the body of the said Garratt in Execution for the same debt did take and arrest the Tenth day of Novemb^r then Next following, and him the said Garratt in Execucon und^r his Custody for the same debt and Costs then and there had and Kept, and the s^d Garratt Vanswearingen und^r the Custody of the said Gerrard Slye the then high sheriffe of the said County for the Cause aforesaid in forme aforesaid being, the said Gerrard slye afterwards that is to say the Eleaventh day of November then next following, Hee the said Gerrard being then Sheriffe of the County of s^t Maryes and the said Garret Vanswearingen in his Custody for the Cause afores^d Remaining The said Gerrard him the said Garratt out of his Custody without the Lycence and Contrary to the Will of the said John England (The said John England of his said debt and Costs amounting to Two thousand Eight hundred and Twelve pounds of Tobacco as aforesaid not being satisfied) Did Suffer freely to goe att Large whether hee would, and the same Gerrard the writt of Execucon to the same Justices att the City of s^t Maryes the same fifth day of March did fraudulently returne. That hee had taken the body. but not that hee had him ready as by the same writt hee was Required, by w^{ch} fraudulent and Imperfect Returne of the said late Sheriffe, and the body of the said Garrat not being ready by the said sheriffe to bee delivered in Court as by the same writt hee was Required, The said John England hath absolutely lost his debt and Costs aforesaid against the said Garratt hee haveing been taken by the said sheriffe in Execucon for the same as aforesaid, and by him suffered freely to goe at large as aforesaid, To the damage of the said John England Twenty thousand pounds of Tobacco, and thereupon hee produceth his suite

And the said Gerrard Slye by Christopher Rousby his Attorney cometh & defendeth the force and injury When &c. and prayeth Liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him. The same day is given to the p^lt likewise