

fact but onely by way of protestation which is not issuable neither Can any Issue be taken thereon therefore the p^ttended [107] plea is no plea att all it wanting the Essentiall part Which is Error

All which Matters and things he is ready to Aver and Maintain and Prayeth Judgm^t etc.

This Cause was Continued Court after Court Untill the Day and Year following

Present: The Hon^{ble} William Josephs; Vincent Low; Nich^o Sewell; Edward Pye; Clement Hill, Esq^r Justices

Now here att this day to Witt the 18th day of Aprill in the XIIIth Year of the Dominion of the R^t Hon^{ble} Charles etc. Annoque Dni 1689 Came the Said Thomas Tench by William Dent his Attorney And the S^d Wil^m Hopkins by his Attorney Af^d Likewise Came and the Proceedings in the premisses of the Said County Court of Ann Arundell County and the reasons thereupon filed as aforesaid together with the pleadings thereupon on both Sides being read, heard and fully by the Justices here understood It is by the Court here Considered that the Said reasons are not Sufficient to reverse the Judgment of the Said County Court of Ann Arundell County upon the Verdict of the Jurors aforesaid but that the Same Judgm^t of the County Court of Ann arundell County upon the Verdict of the Jury af^d is and Standeth Affirmed. And That procedendo issue to the Said County Court that Execution issue out upon the Said Judgment And it is further Considered by the Court here That the Said William Hopkins [108] recover ag^t the Said Thomas Tench the Summe of pounds of Tobbacco by the direction of this Court Awarded for his Damages Costs and Charges in this behalfe Suffered laid out and Expended.

Vera Copia per
W Taylard Clk. pro: Cort

MARYLAND SS. In the Records of the Prov^l Court amongst other things is thus Contained.

Att a Prov^l Court held att the Porte of Annapolis in Ann Arundell County the 19th day of May Anno dni 1696 before his Matys Justices thereunto Authorized and Appointed Viz^t

The Hon^{ble} Robert Mason; Thomas Tasker; Robert King; Edward Jones; Rich^d Hill; John Pollard, Esq^{rs} Justices.

Command was given to the Sherriffe of Ann Arundell County That whereas att a Gen^l Assembly held att the City of S^t Marys the 2^d day of July Anno dni 1692 in a Certein Cause then and there depending between William Hopkins p^lt and Thomas Tench Esq^r Defend^t Recovered Judgm^t ag^t the Said William Hopkins for the Summe of fourteen Thousand pounds of Tobba^a adjudged him for his Costs and Charges for that he the Said William hath not prosecuted his Certein Writt of Error^r with Effect ag^t the Said