against the Ship Monte Alegre and her cargo, William Foster Claimant, an order was passed for the sale of part of the cargo of the said Ship Monte Alegre That at a public sale held in pursuance and under the authority of said order by Paul Bentalou Esquire Marshal of the District of Maryland on the third of November in said year your petitioner became a purchaser through an agent appointed for that purpose of six hundred and fifty three rooms of Brazil Tobacco part of said cargo for which he paid the sum of Seventeen thousand six hundred and twenty two Dollars and Eighty Eight Cents as by the Bill of parcels herewith exhibited marked A will more fully appear. And your petitioner further represents that at the time of said sale Sample of the said Tobacco were exhibited from which and the representations of the Marshal and auctioneer, the said Tobacco was believed by your petitioner, as well as the other purchasers thereof to be sound and merchantable; under which belief your petitioner became the purchaser of the quantity before stated, at a fair price for sound merchantable Tobacco. Your petitioner further states, that shortly afterwards he shipped the said Tobacco to Gibraltar; that upon examination after its arrival there, it was found to be wholly unsound and un merchantable, a great part thereof being entirely rotten and the residue totally valeable at any price, by reason whereof your petitioner hath sustained a very great loss, the said Tobacco having produced at Gibraltar the sum of Five thousand five hundred twenty three Dollars and two cents only as will more fully appear by the original account of sale herewith exhibited marked B* And your petitioner alleges that the said Tobacco was not in any manner damaged or deteriorated by its shipment to Gibraltar as before stated, but that at the time it was sold by the Marshal as aforesaid it was wholly unsound, rotten and un merchantable. Your petitioner further states that a Decree having been pronounced in said Cause by the District Court the same was carried by appeal to the Circuit Court and from thence to the Supreme Court of the United States where it is now depending, and that the proceeds of the of the sales of the said Ship Monte Alegre and her cargo are now in this Honorable Court and under its authority and Controul.

Your petitioner therefore prays that upon due proof of the facts herein before stated your Honours would afford him such relief in the premises as he is justly entitled to, and he will pray

Meredith Atty
for J. Tinant.

*. The exhibits referred to in the foregoing petition were not filed with the petition —

The Court then adjourned until to morrow morning 10 O Clock

Thursday 15th November 1821

The Court met according to adjournment

Present the Honorable Gabriel Duvall one of the Associate Justices of the Supreme Court of the United States

Theodrick Bland Esqr Judge Maryland Dist

Elias Glenn Esquire Attorney

Paul Bentalou Esquire Marshal

Philip Moore clerk

Thomas Hasluck Richard H Hasluck ~ Jacob Lindenberger Surv partner of the firm of Geo & Ja Lindenberger (Stay 6 months)	Case now filed This first day of term by consent, T.C.E. app — Judgment for the Damages in the Nisi and Costs — To be released on payment of the sum of $ with Interest from the day and Cos
~~ Benja Chew Cas Samuel Chew ~ Arthur Jones and Ann Maria his wife	of In chancery November Term 1821 In this Cause the defendants having appeared, and having failed to put in a good and sufficient answer on oath to the said Bill, according to a Rule of the said Court, upon motion of the Complainant by his Solicitor it is this fifteenth day of November 1821 Ordered, That the said Arthur Jones and Anna