held before you our said Judges at Annapolis at mayterm last manifest error, as it is said has happened to the great damage of the said Thomas Brooke Beall as of his complaint we have received; and we being willing that the errors, if any there be, should be duly corrected and full and speedy Justice done to the said Thomas Brooke Beall in this behalf, command you, that if Judgment be thereof rendered that then the record and process aforesaid with all things thereunto relating, under your seals distinctly and openly you send and this writ so that the same may be had before the Judges of our High court of Appeals at Annapolis the second tuesday of November next that the record and process aforesaid being inspected into we may further do therein, for correcting that error, which of right and according to the Laws and customs of this State, may be done Witness the Honorable Alexander Contee Hanson, Chancellor this first day of august in the year of our Lord seventeen hundred and ninety seven.

The Great Seal in wbs append^t

Samuel Harvey Howard Reg Cur Can

At which mentioned second tuesday of November being the fourteenth day of the same month in the year of our Lord seventeen hundred and ninety seven and the day of the return of the aforegoing writ, to the Honorable the Judges of the General Court to whom the said writ of error was made and directed in pursuance thereof and according to the form and effect of the act of assembly in such cases made and provided make return to the Judges of our court here of the same writ with the following Record to wit

The State of Maryland ss: At a General Court for the Western Shore of the said State begun and held at the City of Annapolis on the second tuesday of may being the ninth day of the same month in the year of our Lord one thousand seven hundred and ninety seven; And in the year of the Indepence of the United states of America the twenty first

Present

The Honorable | Robert Goldsborough Esquire chief Judge; Jeremiah Townley Chase and Gabriel Duvall | Esquires Judges

Richard Harwood Esquire Sheriff — John Gwinn Clk

In the record of proceedings of the same court among others is the following to wit

Walter B Beall use of Wallace and Muir against Thomas Brooke Beall

Be it remembered that heretofore to wit on the fourteenth day of march in the year of our Lord one thousand seven hundred and ninety six Walter B Beall by William Cooke his attorney sued out of the General Court the writ of State of Maryland of Capias ad respondendum directed

to the Sheriff of Montgomery County in manner and form following to wit: The State of Maryland ss: To the Sheriff of Montgomery County, Greeting we command you that you take Thomas B Beall late of Montgomery County planter, otherwise called Thomas B Beall of Montgomery County and State of Maryland if he shall be found in your bailiwick, and him safe keep, so that you have his body before the Judges of our General Court, to be held at the City of Annapolis on the second tuesday of may next, to answer unto Walter B Beall of a plea that he render unto him the full and just sum of two hundred and sixty pounds current money which to him he owes & from him he unjustly detains and so forth hereof fail not at your peril, and have you then and there this writ Witness the Honourable Samuel Chase Esquire chief Judge of our said Court, the 30th day of October Anno Domini 1795

Issued the 14th day of march 1796 (WC) — John Gwinn Clk

And the said Walter B Beall by his attorney aforesaid declared against the said Thomas Brooke Beall in the plea aforesaid in manner and form following to wit: Western Shore, State of Maryland Montgomery County ss: Thomas B Beall late of Montgomery County planter otherwise called Thomas B Beall of Montgomery County and State of Maryland was summoned to answer unto Walter B Beall of a plea that he render unto him the full and just sum of two hundred and sixty pounds current money which to him he owes & from him he unjustly detains and so forth. And whereupon the said Walter by William Cooke his attorney saith that whereas the aforesaid Thomas on the twenty fifth day of may in the year one thousand seven hundred and ninety five at Montgomery county aforesaid, by his certain writing obligatory acknowledged himself to be held and firmly bound unto him the aforesaid Walter in the aforesaid sum of two hundred and sixty pounds current money to be paid to him the said Walter when afterwards he should be thereunto required: nevertheless the aforesaid Thomas B Beall although often thereunto required, the aforesaid sum of current money to him the said Walter hath not rendered or paid, but the same sum of current money to him hitherto to render or pay he hath altogether refused, and still doth refuse; wherefore the said Walter saith he is the worse, and hath damage to the value of two hundred pounds current money aforesaid and therefore he brings suit and so forth; and brings here into Court the writing obligatory aforesaid, sealed with the Seal of the aforesaid Thomas which the debt aforesaid, in form aforesaid, witnesseth, the date whereof is the day and year aforesaid, and so forth. &c

M Cooke for the plaintiff pledges, and of oath John Doe and Richard Roe

The oyer of the writing obligatory aforesaid, and the condition thereof follow in these words to wit: Know all men by these presents that I Thomas B Beall of Montgomery County and State of Maryland am held & firmly bound unto Walter B Beall of the same county & state aforesaid in the full & just sum of two hundred and sixty pounds current money of