the said Walter B Beall by his attorney aforesaid, as the said Thomas Brooke Beall by his attorney aforesaid; and the said Thomas Brooke Beall by his attorney aforesaid relinquishing the averment above by him in pleading pretended, saith that he cannot deny the action aforesaid of the said Walter B Beall so as aforesaid against him brought, nor but that he owes to the said Walter B Beall the said sum of two hundred and sixty pounds current money in manner and form as the said Walter B Beall above against him hath declared, therefore it is considered by the Court here, that the said Walter B Beall recover against the said Thomas Brooke Beall as well the sum of two hundred and sixty pounds current money his debt aforesaid in form aforesaid confessed as the quantity of eight hundred and seventy three pounds of tobacco by the Court here unto the said Walter B Beall on his assent adjudged as well for his damages sustained by reason of the detention of of that Debt as for his costs and charges by him about his suit in this behalf laid out and expended and the said Thomas Brooke Beall in mercy &c. &c.

Memorandum, Judgment was rendered in this cause on the eleventh day of May in the year of our Lord one thousand seven hundred and ninety seven for penalty & costs of suit; and the plaintiff agrees to release the penalty upon the payment of the principal, interest and costs; and agrees to stay execution till the first day of august next payments if any to be allowed. Test John Gwinn Clk

Afterwards, to wit, on the first day of august in the year of our Lord one thousand seven hundred and ninety seven the said Thomas Brooke Beall by his attorney aforesaid produced the writ of the State of Maryland of error directed to the Judges of the General court in manner and form following to wit &c

Maryland Ss The state of Maryland to the Honorable the Judges of the General court greeting, because in the record and process and also in the rendering of Judgment on a certain action brought by Walter Brooke Beall for the use of Wallace and Muir against Thomas Brooke Beall for the sum of two hundred and sixty pounds current money debt and eight hundred and seventy three pounds of Tobacco costs of suit at a General Court held before you our said Judges at Annapolis at may Term 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.

Samuel Harvey Howard Reg Cur Can

In pursuance whereof and according to the form and effect of the act of Assembly in such case made and provided a transcript of the record of proceedings on the Judgment aforesaid and all things thereunto relating with the writ of error aforesaid annexed, is hereby transmitted to the Honorable the Judges of the High Court of Appeals.

Maryland Ss. I hereby certify that the aforegoing transcript is a true copy taken from the record of proceedings of the General Court for the Western Shore of the State aforesaid

In Testimony whereof I do hereunto set my hand and affix the seal of the said General Court this first day of August in the year of our Lord one thousand seven hundred and ninety seven. And in the year of the Independence of the United States of America the twenty second

SAL

John Gwinn Clk Gen'l Ct W S of Maryland

At which day to wit the said second tuesday of November being the fourteenth day of the same month in the year of our Lord seventeen hundred and ninety seven comes into the High Court of Appeals as well the said Thomas Brooke Beall by John Mackall Gantt his attorney as the said Walter Brooke Beall use of Wallace & Muir by William Cooke their attorney and thereupon on motion of the said Appellees by their attorney aforesaid. It is ruled by the Court here that the said Appellant assign the errors in the record of proceedings between the said Appellant and the said Appellees before the Court here brought for correcting those errors in the record and proceedings aforesaid supposed to be therein or Judgment by the Court here well be entered against him in default thereof. Whereupon the said Appellant by his attorney aforesaid comes and prays a day of Imparlance to the errors aforesaid for the reversal of the Judgment aforesaid by him the said appellant to be assigned until the second tuesday of June next and then to assign those errors for the reversal of the Judgment aforesaid in the record and proceedings aforesaid rendered and to them it is given the same day is given to the said Appellees also: At which said second tuesday of June being the twelfth day of the same month