aforesaid against him and so forth. and the said Joseph Thornburgh by his attorney aforesaid saith that he by any thing by the said Hanson Briscoe above in pleading alleged, ought not to be precluded from having or maintaining his action aforesaid against him because he saith that the said Hanson Briscoe hath not paid to him the said Joseph Thornburgh the said sum of money in the bill aforesaid with the Interest thereon in manner and form as the said Hanson Briscoe above by pleading hath alleged, an this he prays may be enquired of by the country and the said Hanson Briscoe in like manner and so forth. Therefore let a Jury thereon appear before the bount here on the second tuesday of october next by whom, and so forth and who neither and so forth, to recognize and so forth, because as well and so forth the same day is given to the parties aforesaid then & there and so forth =

And now at this day, to wit the said second tuesday of October being the eighth day of the same month in the year of our Lord one thousand seven hundred and ninety nine Come again into the General bount here as well the said Joseph Thornburgh by his Attorney aforesaid, as the said Hanson Briscoe by his attorney aforesaid. Nevertheless the said Hanson Briscoe by his Attorney aforesaid relinquished the averment aforesaid above by him pretended says that he cannot deny the action aforesaid of the said Joseph Thornburgh so as aforesaid against him brought nor but that he owes to the said Joseph Thornburgh the aforesaid sum of two hundred and ninety five pounds ten Shillings and one penny half penny current money in such manner and form as the said Joseph Thornburgh hath sustained damage by reason of the detention of the said debt to the sum of one hundred pounds current money besides his costs and charges by him laid out and expended about his suit in this behalf and so forth. and thereupon the said Joseph Thornburgh by his Attorney aforesaid prays Judgment for the debt aforesaid so as aforesaid confessed together with the damages aforesaid so as aforesaid acknowledged and also the costs and charges by him laid out and expended about his suit in this behalf to be adjudged to him and so forth. Therefore it is considered by the bount here that the said Joseph Thornburgh recover against the said Hanson Briscoe as well the said sum of two hundred and ninety five pounds ten Shillings and one penny half penny, current money, the debt aforesaid in form aforesaid confessed & the said sum of one hundred pounds current money the damages aforesaid in form aforesaid acknowledged to be sustained by reason of the detention of the said debt as the quantity of seven hundred and seventy three pounds of Tobacco by the bount here adjudged unto the said Joseph Thornburgh on his afsent for the costs and charges laid out and expended by him about his suit

in this behalf ~~said the said Hanson~~ Briscoe in mercy and so forth ------

Memorandum. on the ninth day of October in the year of our Lord one thousand seven hundred and ninety nine Judgment was rendered in this cause for two hundred and ninety five pounds ten Shillings and one penny half penny current money debt and one hundred pounds current money Damages and costs damages to be released on payment of interest on debt from the eighth day of march seventeen hundred & and ninety eight, stay execution till first January next.

Test. John Gwinn Clk.

Afterwards to wit on the third day of december in the year of our Lord one thousand seven hundred and ninety nine the said Hanson Briscoe by his attorney aforesaid produced the writ of the State of Maryland of Error directed to the Judges of the general bount in form following, to wit Maryland Ss. The State of Maryland to the honorable the Judges of the General bount. Greeting. Because in the record and process and also in rendering of Judgment on a certain action brought by Joseph Thornburgh against Hanson Briscoe for the sum of two hundred and ninety five pounds ten Shillings and one penny halfpenny current money and one hundred pounds current money damages and costs of suit, damages to be released on the payment of Interest on the debt from the eighth of March seventeen hundred and ninety eight, at a General bount held before you, our said Judges at October Term last manifest error as it is said hath happened, to the great damage of the said Hanson Briscoe 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 Hanson Briscoe in this behalf com-mand 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 bount of appeals at Annapolis on the second tuesday of June 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 second day of december seventeen hundred and ninety nine

Test. Samuel Harvey Howard
Reg Cur Can.

In pursuance whereof and according to the act of Assembly in such case made and provided a Transcript of the record of proceedings