forsd plea above alleged from having their execution against the said Isaac Polock and Charles Wayman special bail aforesaid for the damages costs and charges aforesaid to be precluded ought not because they say there is such record of the Judgment aforesaid and recovery of the damages as they by the writ of scire facias aforesaid above do suppose as appears aforesaid in the aforesaid Term in the General Court at annapolis and pray that the records of that Term may be inspected by the court and so forth; And the said George Magruder and Patrick Magruder further say that they by any thing by the said Isaac Polock and Charles Wayman special bail as aforesaid in their second plea above alleged from having their execution against the said Isaac Polock and Charles Wayman Special bail as aforesaid for the damages costs and charges in the writ of Scire facias aforesaid specified to be precluded ought not because they say that the said John Nicholson after the recovery of the Judgment aforesaid in the writ of Scire facias aforesaid mentioned and before the issuing of the said writ of Scire facias to wit on the second day of November in the year of our Lord one thousand seven hundred and ninety eight did not pay unto them the aforesaid George Magruder and Patrick Magruder the said sum of Five hundred pounds current money and quantity of nine hundred and seventy six pounds of Tobacco in Satisfaction and discharge of the Judgment aforesaid to wit at montgomery County aforesaid, in such manner and form as the said Isaac Polock and Charles Wayman special bail as aforesaid, above in their second plea have alleged, and of this they pray may be enquired of by the country; and the said Isaac Polock & Charles Wayman special bail as aforesaid in like manner and so forth. But because the court here are not advised to give their Judgment of and upon the premises whereof the parties aforesaid have put themselves on the Judgment of the court, day therefore is given to the parties aforesaid before the Judges here on the second tuesday of may next to hear their Judgment of and upon those premises, because the court now here thereof are not yet &c. and as well to try the issue aforesaid, between the parties aforesaid above joined to be tried by the country let a Jury thereon appear before the court here on the said second Tuesday of may 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 and there &c so forth.

And now at this day to wit the said second tuesday of may being the thirteenth day of the same month in the year of our Lord one thousand eight hundred. come again into the General court as well the said Georg Magruder and Patrick Magruder by their attorneys aforesaid as the said Isaac Polock and Charles Wayman special bail as aforesaid by their attorney aforesaid, Therefore the said Isaac Polock and Charles Wayman special bail as aforesaid by their attorney aforesaid relinquishing the averments aforesaid above by them putended say that they cannot deny the action aforesaid of the aforesaid George Magruder and Patrick Magruder so as aforesaid against them brought nor but that the said George Magruder and Patrick Magruder ought to have their execution against them the said Isaac Polock and Charles Wayman special bail as aforesaid for the damages costs and charges aforesaid, in the writ of Scire facias

aforesaid and according to the force form and effect of the recognizance aforesaid. Therefore it is considered by the court here that the said George Magruder and Patrick Magruder recover against the said Isaac Polock and Charles Wayman special bail as aforesaid their execution of the damages costs and charges aforesaid in the writ of Scire facias aforesaid specified according to the force form and effect of the recognizance aforesaid, and it is further considered by the same court here, that the said George Magruder and Patrick Magruder also recover against the said Isaac Polock and Charles Wayman special bail as aforesaid the quantity of seven hundred and forty eight pounds of Tobacco for their additional damages costs and charges sustained by them by the delay of the execution of the Judgment aforesaid, and the said Isaac Polock and Charles Wayman special bail as aforesaid in mercy and so forth.

Memorandum. On the fifteenth day of may in the year of our Lord one thousand eight hundred. Stat for execution was rendered in this cause with costs. stay Execution till first August next.

Test. John Irvinn Clerk.

Afterwards, to wit, on the third day of october in the year of our Lord one thousand eight hundred the said Isaac Polock and charles Wayman special bail as aforesaid by their attorney aforesaid produced the writ of the state of Maryland of error directed to the Judges of the General Court in form following to wit:

Maryland &c: 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 George and Patrick Magruder against Isaac Polock and a certain Charles Wayman special bail of John Nicholson for the sum of five hundred pounds current money debt to be released on the payment of one hundred and eighty seven pounds ten shillings with Interest thereon and costs which Judgment is endorsed to the use of John H Stone and Walter Dorsey at a General Court held before you our said Judges, at may Term 1800 manifest error, as it is said hath happened to the great damage of the said Isaac Polock 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 Isaac Polock, 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 on the second tuesday of November next, that the record and process aforesaid being inspected into, we may farther do therein for correcting that error, which of right, & according to the Laws and customs of this state may be done. Witness the honorable alexander Contee Hanson.

The great Seal of the State

Test. Samuel Harvey Howard
Reg. Cur. Law.