Court of Appeals; that afterwards, at a Court of Appeals, begun and held at the City of Annapolis on the second Tuesday of June in the year of our Lord one thousand eight hundred & two that the Judgment aforesaid of the said General Court was in all things affirmed and ratified, and it was then and there considered and adjudged by the said Court of Appeals that the said George and John R, recover against the said William the quantity of twelve hundred and forty pounds of Tobacco for their damages, costs and charges in that behalf laid out and expended by pretence of prosecuting the said Writ of Error, as by the Record thereof, in the said Court remaining, more fully appears; And the said John Rousby Plater avers that the said William Bayly did not prosecute the said Writ of Error with effect, and that he hath not paid or satisfied to the said George and John in the life time of the said George or to the said John since the death of the said George the said Judgment obtained by the said George and John in the said General Court, or the aforesaid quantity of Tobacco, adjudged unto the said George and John by the said Court of Appeals upon the affirmance of the said Judgment or either of them, or any part thereof. And this the said John is ready to verify wherefore he prays Judgment and his debt aforesaid together with his damages sustained by occasion of the detention thereof to him to be adjudged &c. And thereupon on motion of the said John Rousby Plater by his Attorney aforesaid, It is ruled by the Court here, that the said Aquila Johns rejoin to the replication of the said John Rousby Plater in the plea aforesaid; and if he doth not rejoin to the said replication of the said John Rousby Plater, Judgment will be rendered against him by default; And the said Aquila Johns by his Attorney aforesaid prays leave of the Court here to imparle until the second Tuesday of October next, and then to rejoin to the replication of the said John Rousby Plater in the plea aforesaid, and to him it is granted; the same day is given to the said John Rousby Plater, then and there and so forth. And now at this day, to wit, the said second Tuesday of October, being the ninth day of the said Month, in the year of our Lord one thousand eight

hundred and four, to which said day the said Aquila Johns had leave to imparle, and then to rejoin to the replication of the said John Rousby Plater in the plea aforesaid, comes again into the General Court here as well the said John Rousby Plater by his Attorney aforesaid, as the said Aquila Johns by Thomas Buchanan his Attorney; And the said Aquila Johns by his Attorney last aforesaid relinquishing the averment aforesaid, above by him pretended, says that he cannot deny the action aforesaid of the said John Rousby Plater so as aforesaid against him brought nor but that he owes to the said John Rousby Plater the said sum of Two thousand pounds current Money of Maryland, in manner and form aforesaid, as the said John Rousby Plater above against him hath declared.

Therefore it is considered by the Court here, that the said John Rousby Plater recover against the said Aquila Johns as well the sum of Two thousand pounds current Money of Maryland his debt aforesaid, in form aforesaid confessed, as also the quantity of Eight hundred and eighty three pounds of Tobacco, by the Court here unto him the said John Rousby Plater on his assent adjudged, for his damages which he hath sustained, as well by reason by the detention of the said debt, as for his costs and charges by him about his suit in this behalf laid out and expended; And the said Aquila Johns in Mercy and so forth.

Memorandum. Judgment rendered in this Cause on the sixteenth day of October, in the year of our Lord one thousand eight hundred and four, for the sum of Two thousand pounds current Money of Maryland, debt, the penalty of the Bond and costs of suit. To be released on payment of Two hundred and eighty five pounds current Money with Interest thereon from the twenty fourth day of January one thousand seven hundred and ninety eight, and Two thousand and fourteen pounds of Tobacco, at twelve shillings and six pence per Centum and costs, payments if any to be allowed; And the Plaintiff agrees to stay Execution until the first day of January one thousand eight hundred & five.

Test. John Lynn, Clk.