June Term 1823.

Stanislaus Knott
vs
John Benson

Be it remembered That now here on the second monday in June being the tenth day of the said month in the year of our Lord one thousand eight hundred and twenty two the Chief Judge and associate Judges of the third Judicial District of Maryland in pursuance of the directions of the act of Assembly in such case made and provided transmit to the Court of Appeals here the record of proceedings of a plea which was lately depending before them in the County Court of Montgomery between John Benson plaintiff and Stanislaus Knott defendant and wherein the said County Court gave judgment for the said John Benson against the said Stanislaus Knott and from which said judgment the said Stanislaus Knott appealed to the Court of Appeals here the tenor of which said record of proceedings is in form following to wit:

State of Maryland Montgomery County Sc

At a county Court begun and held at the Court house in and for the County aforesaid on the second monday of November in the year of our Lord one thousand eight hundred and twenty one.

Were Present

The Honorable Richard Ridgely & Charles I Kilgour } associate Judges

Upton Beall Clk.

Brice Selby Esquire Sheriff

In the record and proceedings of the same Court among others is the following to wit:

John Benson
~
Stanislaus Knott

Montgomery County Sc

Be it remembered that heretofore to wit on the eleventh day of October in the year of our Lord one thousand eight hundred and twenty the said John Benson by Benjamin I Forrest Esquire his attorney prosecuted and sued forth out of Court here the writ of the State of Maryland of capias ad respondendum to the sheriff of the County aforesaid directed in the words and of the tenor following to wit.

Montgomery County to wit.

The State of Maryland to the sheriff of Montgomery County Greeting. you are hereby commanded to take Stanislaus Knott

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late of Montgomery County yeoman if he shall be found in your bailiwick and him safe keep so that you have his body before the judges of our next county court to be held at the Court house in Rockville in and for said county on the second monday of November next to answer unto John Benson in a plea that he render unto him the sum of one hundred and fifty five dollars and twenty five cents current money which to him he owes and from him he unjustly detains and so forth. Hereof fail not at your peril and have you then and there this writ. Witness I I Chase Esquire chief Judge of our said Court the 6th day of March in the year of our Lord 1820 Issued the 11th day of October 1820. (Forrest) Upton Beall Clk

At which said second monday of November in the year of our Lord one thousand eight hundred and twenty being the return day of the aforegoing writ comes into Court here the said John Benson by his attorney aforesaid and the sheriff of the County aforesaid to whom the writ aforesaid was in form aforesaid directed likewise comes and makes return thereon thus endorsed to wit "Cepi Brice Selby Sheriff."

And the said Stanislaus Knott being called appears in Court here by John A J Kilgour Esquire his attorney and thereupon on motion of the said John Benson by his attorney aforesaid it is ruled by the Court here that the said Stanislaus Knott give special bail in the plea aforesaid Whereupon a certain William I Johnson of the county aforesaid comes here into court and in his own proper person and with the consent of the said John Benson by his attorney aforesaid becomes pledge and bail for the said Stanislaus Knott that if it shall happen that the said Stanislaus Knott shall be convicted at the suit of the said John Benson in the plea aforesaid then the said William I Johnson consents that as well the debt aforesaid as all such damages costs and charges as shall be adjudged unto the said John Benson in this behalf shall be made of his body lands and chattels and levies to the use of the said John Benson if it shall happen that the said Stanislaus Knott shall not pay the said debt damages costs and charges or render himself to the prison and