or any part thereof (although thereto requested to wit, on the day and year aforesaid at the County aforesaid and often afterwards) hath not paid, but the same or any part thereof to pay has hitherto wholly refused and still does refuse to the damage of the said plaintiff in the sum of six thousand dollars current money and therefore he brings suit and so forth.

Clement Cox for Plff. Pledges &c. John Doe & Richard Roe.

And the said William D Digges by his attorney aforesaid prays that the said William A Dorsett may answer the declaration of the said William D Digges in the plea aforesaid and thereupon it is ruled by the Court here that the said William A Dorsett answer the declaration of the said Wm D Digges in the plea aforesaid, and if the said Wm A Dorsett doth not answer the declaration aforesaid of the said Wm D Digges in the plea aforesaid judgment will be by the Court here rendered against him in default. And the said William A Dorsett by his said attorney comes and defends the force and injury when &c. and prays leave of the Court here to imparle until the second Monday in October next, and he hath it, the same day is given to the said William D Digges then &c. At which said second Monday in October being the eighth day of the same month in the year of our Lord one thousand eight hundred and twenty seven, and the day until which the said William A Dorsett had leave to imparle to answer the declaration of the said William D Digges in the plea aforesaid come again into Court here the parties aforesaid by their attorneys aforesaid. And the said William A Dorsett by his said attorney as before defends the force and injury when &c. and prays further leave of the Court here to imparle until the first Monday in April next to answer the declaration of the said William D Digges in the plea aforesaid, and he hath it, the same day is given to the said William D Digges also. And now here at this day to wit the first Monday in April being the seventh day of the same month in the year of our Lord one thousand eight hundred and twenty eight and the day until which the said William A Dorsett had further leave of the Court here to imparle to answer the declaration of the said William D Digges in the plea aforesaid come again into Court here the parties aforesaid by their attorneys aforesaid. And the said William A Dorsett by his said attorney as before defends the force and injury when &c. and says that he cannot deny the action aforesaid of the said William D Digges so as aforesaid against him brought nor but that he the said William A Dorsett did assume upon himself in manner and form as the said William D Digges above thereof

against him complains now likewise but that the said William D Digges hath sustained damage by reason of the non performance of the promise and assumption aforesaid to the sum of six thousand dollars current money, as he the said William D Digges above by declaring supposes. Whereupon the said William D Digges by his said attorney prays judgment and those damages so acknowledged together with his costs and charges by him about his suit in this behalf laid out and expended, to him to be adjudged and so forth. Therefore it is considered by the Court here that the said William D Digges recover against the said William A Dorsett as well the sum of six thousand dollars current money above acknowledged for his damages which he hath sustained by reason of the non performance of the promise and assumption aforesaid as the sum of six dollars fifty three and one third cents by the Court here unto the said William D Digges adjudged for his costs and charges by him about his suit in this behalf laid out and expended and the said William A Dorsett in mercy and so forth.

Memorandum. Judgment was confessed in this action on the 21st day of April 1828 for $6000 Cur. mo. Damages and costs of suit and the plaintiff agreed to release the damages on the payment of $2716 Cur. mo. with interest from 15th day of June 1826 till paid.

And afterwards to wit on the sixteenth day of June 1828 James Naylor and Henry A McPherson Esquires two of the State of Maryland Justices of the Peace for said County according to the act of Assembly in such cases made and provided certify a certain judgment before them confessed by the said James Naylor and Henry A McPherson by the said William A Dorsett together with a certain Thomas T Somervell and Walter B C Worthington to the said William D Digges for the damages costs and charges aforesaid the tenor whereof is in the words following to wit,

"We William A Dorsett, Thomas T Somervell and W B C Worthington do confess judgment to William D Digges for the sum of six thousand Dollars damages, the damages to be released on pay.t of twenty seven hundred and sixteen dollars current money with interest from the 15th June 1826 and six dollars sixty three and one third cents current money costs, which sums were recovered by the said William D Digges against the said William A Dorsett on the twenty first day of April last in Prince Georges County Court, the said sums of money to be levied of your bodies goods or chattels lands or tenements for the use of the said William D Digges in case the said William A Dorsett should not pay and satisfy to the said William D Digges the said sums of money so as aforesaid recovered against him and the