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aforesaid then the said Thomas W. Gough consents that as well the debt afore-
said as all such damages costs and charges as shall be adjudged unto the
said Benedict Gough in this behalf shall be made of his body lands and
chattels and levied to the use of the said Benedict Gough if it shall
happen that the said Stephen H. Gough shall not pay the said debt
damages costs and charges or render himself to the prison and custody
of the sheriff of the County aforesaid on that occasion and thereupon
the said Benedict Gough by his attorney aforesaid prays that the said
Stephen H. Gough may answer to the declaration of him the said Benedict
Gough in the plea aforesaid. whereupon it is ruled by the Court here
that the said Stephen H. Gough answer to the declaration of the said
Benedict Gough in the plea aforesaid and if the said Stephen H. Gough
doth not answer to the declaration of the said Benedict Gough in the
plea aforesaid Judgment will be rendered against him by default
and the said Stephen H. Gough by his attorney aforesaid defends the
force and injury when and so forth, and prays leave of the Court here to
imparle until the first Monday of March next to answer to the declara-
tion of the said Benedict Gough in the plea aforesaid and he hath it the
same day is given to the said Benedict Gough then and so forth.

And now here at this day to wit, the first Monday of March being
the seventh day of the said month in the year of our Lord one thousand
eight hundred and thirty six until which day the said Stephen H. Gough
had leave to imparle and then to answer to the declaration of the said
Benedict Gough in the plea aforesaid comes again into the County Court
here as well the said Benedict Gough by his attorney aforesaid as the
said Stephen H. Gough by his attorney aforesaid and the said Stephen
H. Gough by his said attorney as before defends the force and injury
when and so forth, and saith that the said Benedict Gough his action
aforesaid against him to have or maintain ought not because
he saith that he paid unto the said Benedict Gough the said sum
of money in the said bill obligatory aforesaid mentioned with in-
terest thereon and this he is ready to verify wherefore he prays
Judgment if the said Benedict Gough his action aforesaid against
him to have or maintain ought and so forth. and the said Benedict Gough
saith that he by any thing by the said Stephen H. Gough above in pleading
alleged from having or maintaining his action aforesaid against him ought
not to be precluded because he saith that the said Stephen H. Gough did
not pay unto him the said Benedict Gough the said sum of money in
the said bill obligatory aforesaid mentioned with interest thereon in
such manner and form as the said Stephen H. Gough above by plead-
ing hath alleged and this he prays may be enquired of the County
and the said Stephen H. Gough in like manner and so forth. There-
upon for trying the issue aforesaid command is given to the Sheriff
of the County aforesaid that he cause to come before the Court here im-
mediately twelve &c. by whom &c and who neither &c. to recognize &c. be-
cause as well &c. and the said Stephen H. Gough by his attorney afore-
said relinquishing his averment aforesaid above by him pretended
says that he cannot deny the action aforesaid of the said Benedict
Gough so as aforesaid against him brought nor but that he owes

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to the aforesaid Benedict Gough the aforesaid sum of four hundred and twenty
eight dollars and thirty two cents current money in such manner and form as
the aforesaid Benedict Gough above against him hath complained nor but
that the aforesaid Benedict Gough hath sustained damage by reason of
the detention of the debt aforesaid to the aforesaid sum of eight hundred dol-
lars current money in like manner and form as the aforesaid Benedict
Gough within against him hath complained besides his costs and charges
by him about his suit in this behalf laid out and expended and so forth.
and hereupon the aforesaid Benedict Gough by his attorney aforesaid prays
Judgment for his debt aforesaid so as aforesaid confessed together with his
damages so as aforesaid acknowledged as also for 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 Bene-
dict Gough recover against the said Stephen H. Gough as well the said
sum of four hundred and twenty eight dollars and thirty two cents cur-
rent money his debt aforesaid in form aforesaid confessed as the sum
of eight hundred dollars current money his damages aforesaid ac-
knowledged to be sustained by reason of the detention of the said debt
as also the sum of eight dollars and thirty three and one third cents by
the Court here unto the said Benedict Gough on his assent adjudged for
his costs and charges by him about his suit in this behalf laid out
and expended and the aforesaid Stephen H. Gough in mercy and so
forth.

Memorandum Judgment was rendered in this cause on the fifth
day of April in the year of our Lord one thousand eight hundred and
thirty six for four hundred and twenty eight dollars and thirty two
cents current money debt and eight hundred dollars damages and
costs to be released on the payment of four hundred and twenty eight
dollars and thirty two cents with interest from the tenth day of June eigh-
teen hundred and thirty four til paid and costs payments if any to
be allowed stay execution until the first Thursday in next Term.

For which said debt damages costs and charges the said Stephen H.
Gough together with a certain Joseph Ford and William H. Dunkinson
afterwards to wit on the second day of August in the year of our Lord
one thousand eight hundred and thirty six before Oswald B.
Brooke and Thomas H. Miles two of the Justices of the peace of the
State of Maryland in and for the County aforesaid did confess Judg-
ment to the said Benedict Gough according to the form of the act of As-
sembly in such case made and provided which said confession so
as aforesaid taken was by the said Justices returned to the said Court
and is as follows to wit. You Stephen H. Gough Joseph Ford and Will-
iam H. Dunkinson do confess Judgment to Benedict Gough for the
sum of four hundred and twenty eight dollars and thirty two cents cur-
rent money debt and eight hundred dollars damages and costs to be
released on the payment of four hundred and twenty eight dollars
and thirty two cents with interest from the tenth day of June eighteen
hundred and thirty four til paid and eight dollars and thirty three
and one third cents costs payments if any to be allowed stay execution
until the first Thursday in next term which were recovered by the