Whereupon this cause standing ready for Trial Command is given to the sheriff of Ann Arundel County that he Cause to come before the Judges of our General court here on the second Tuesday of May next twelve H. by whom H and who neither H. to recognize H. because as well H. the same day is given to the said parties then and there &c a.

At which said second Tuesday of May being the eleventh day of the same month Anno Domini seventeen hundred and ninety comes again as well the said George Scott by his attorney aforesaid as the said Benjamin Musgrove by his attorney aforesaid But our said sheriff hath not sent his writ.

Nevertheless the aforesaid Benjamin Musgrove by his attorney aforesaid relinquishing the averment above by him pretended says that he cannot deny the action aforesaid of the aforesaid George Scott so as aforesaid against him brought nor but that he owes to the aforesaid George Scott the aforesaid sum of nine hundred and four pounds thirteen shillings and two pence Current money in manner and form aforesaid so as the aforesaid George Scott above against him hath declared.

Therefore it is considered by the Judges here that the aforesaid George Scott recover against the said Benjamin Musgrove as well the sum of nine hundred and four pounds thirteen shillings and two pence current money his debt aforesaid in form aforesaid confessed as also the sum of six hundred and fifty three pounds of tobacco by the Court here unto the said George Scott on his assent adjudged as well for his damages sustained by reason of the detention of that debt as for his costs and charges by him about his suit in this behalf laid out and expended and the said Defendant in mercy &c a.

Memorandum The plaintiff releases the penalty on payment of the principal Interest and Costs of suit and agrees to stay execution untill the first day of August next.

Test

John Gwinn Clk.

G. P. George Scott against B. I. Jacob Byer

Be it remembered that heretofore, to wit, on the eighteenth day of September Anno Domini seventeen hundred and Eighty Eight the Plaintiff by Richard Potts his attorney sued out of our General Court here the State of Marylands writ of capias adrespondendum directed to the Sheriff of Frederick County in the words and figures following to wit.

The State of Maryland, sc. To the sheriff of Frederick County Greeting We command you that you take Jacob Byer late of Frederick County Sadler otherwise called Jacob Byer of Frederick County and State of Maryland if he shall be found in your bailiwick and him safe keep so that you have his body before the Judges of our General Court to be held at the City of Annapolis on the second Tuesday of October next to answer unto George Scott in a plea that he render unto him the sum of nine hundred and four pounds thirteen and two pence current money which to him he owes and from him unjustly detains and so forth. Hereof fail not at your peril and have you then and there this writ. Witness Robert Hanson Harrison Esquire Chief Judge of our said Court the 12th day of June Anno Domini 1788. Issued the 18th day of September 1788.

R Potts Jno Gwinn Clk.

And the aforesaid George Scott by Richard Potts his attorney aforesaid declared against the aforesaid Jacob Byer in the plea aforesaid as follows to wit.

Western Shore of Maryland and Frederick County to wit

Jacob Byer late of Frederick County Sadler otherwise called Jacob Byer of Frederick County and State of Maryland was summoned to answer unto George Scott in a plea that he render unto him the sum of nine hundred and four pounds thirteen and two pence current money which to him he owes and from him unjustly detains and so forth.

And whereupon the said George Scott by Richard Potts his attorney saith that whereas the aforesaid Jacob on the first day of September in the year of our Lord one thousand seven hundred and Eighty seven at Frederick County aforesaid by his

Certain