by the said Horatio Belt above in pleading alledged, from having or maintaining his action aforesaid against him ought not to be precluded because he saith that the aforesaid Horatio Belt hath not paid unto him the said James Jaffray the aforesaid sum of money in the said Bill obligatory, aforesaid mentioned, with the Interest thereon in such manner and form as the said Horatio Belt above by pleading hath alledged and of this he prays may be enquired of by the country, and the aforesaid Horatio Belt in like manner and so forth.

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 &c. by whom &c. and who neither &c. to recognize &c. because as well &c. the same day is given to the said parties then and there &c.

And now here at this day to wit the said second — tuesday of May being the tenth day of the same month anno Domini seventeen hundred and ninety one, comes again as well the said James Jaffray by his attorney aforesaid, as the said Horatio Belt by his attorney aforesaid, but our said Sheriff hath not sent his writ. Nevertheless the said Horatio Belt by his attorney aforesaid relinquishing the averment aforesaid above by him pretended saith that he cannot deny the action aforesaid of the aforesaid James Jaffray so as aforesaid against him brought, nor but that the said Horatio Belt owes to the aforesaid James Jaffray the aforesaid sum of two hundred pounds current money in manner and form aforesaid so as the aforesaid James Jaffray above against him hath declared.

Therefore it is considered by the Judges here that the aforesaid James Jaffray recover against the said Horatio Belt as well the sum of two hundred pounds current money his debt aforesaid in form aforesaid confessed, as also the sum of five hundred and ninety eight pounds of tobacco by the court here unto the said James Jaffray on his absent adjudged as well for his damages sustained by occasion 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.

Memorandum The plaintiff agrees to release the above Judgment on payment of one hundred and forty seven pounds three shillings and ten pence current money with Interest thereon from the fifth day of November seventeen hundred and

eighty eight, and agrees to stay execution until the first day of August next.

Test. John Gwinn clk

James Gittings against George Fitzhugh	Be it remembered that heretofore to wit on the twenty fourth day of February anno Domini seventeen hundred and ninety the plaintiff by Samuel Johnston his attorney sued out of

our General Court here the State of Maryland's writ of capias ad respondendum directed to the Sheriff of Baltimore county in the words and figures following to wit

The State of Maryland &c. To the Sheriff of Baltimore county Greeting. We command you that you take George Fitzhugh late of Baltimore county Gentleman, otherwise called George Fitzhugh of Baltimore county and State aforesaid, 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 May next, to answer unto James Gittings in a plea that he render unto him the sum of three hundred and thirteen pounds six shillings and two pence current money which to him he owes and 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 this 17th day of November anno Domini 1789.

Issued the 24th day of February 1790. (S. Johnston) Jno. Gwinn clk

And the aforesaid James Gittings by Samuel Johnston his attorney aforesaid, declared against the aforesaid George Fitzhugh in the plea aforesaid as follows to wit. Western Shore of Maryland and county of Baltimore to wit, George Fitzhugh late of Baltimore county — Gentleman otherwise called George Fitzhugh of Baltimore county and State aforesaid was summoned to answer unto James Gittings in a plea that he render unto him the sum of three hundred and — thirteen pounds six shillings and two pence current money which to him he owes and unjustly detains and so forth; And whereupon the said James Gittings by Samuel Johnston his attorney says that whereas the aforesaid George on the seventeenth day of June in the year of our Lord one thousand seven hundred and eighty nine, by his certain writing obligatory acknowledged himself to be held and firmly bound unto him the said James in the aforesaid sum of three hundred and thirteen pounds six shillings and two pence current money to be paid unto him when afterwards he should be thereunto required. Nevertheless

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