Nevertheless the aforesaid Nicholas Blackloch by his attornies aforesaid relinquishing the averment above by him pretended saith that he cannot deny the action aforesaid of the aforesaid State so as aforesaid against him brought nor but that he owes to the aforesaid State the aforesaid quantity of two hundred thousand pounds of good sound merchantable leaf tobacco and Cash in manner and form aforesaid so as the aforesaid State above against him hath declared.

Therefore it is considered by the Judges here that the said State recover against the said Nicholas Blackloch as well the quantity of two hundred thousand pounds of good sound merchantable leaf tobacco and Cash its its debt aforesaid in form aforesaid confessed as also the sum of six hundred and seventy seven pounds of tobacco by the Court here unto the said State on its absent adjudged as well for its damages sustained by reason of the detention of that debt as for its costs and charges by the said State about its suit in this behalf laid out and expended, and the said defendant in mercy &c.

Memorandum, The State of Maryland releases the penalty on payment of two hundred and forty two pounds eleven shillings and three pence Current money with Interest from the tenth day of February, seventeen hundred and ninety, and Costs of suit, and agrees to stay Execution to first January next.

25 Sd. Test John Quinn Clk.

Mary Thomas
a
Benjamin Brookes

Be it remembered that heretofore to wit, on the sixth day of September Anno domini seventeen hundred and ninety, the Plaintiff by Philip Barton Key her attorney sued out of our General Court here the State of Marylands writ of Capias ad respondendum directed to the sheriff of Prince Georges County in the words and figures following, to wit.

The State of Maryland, &c. To the sheriff of Prince Georges County

County, Greeting. we command you that you take Benjamin Brookes Junior late of Prince Georges County Gentleman otherwise called Benjamin Brookes Junior of Prince Georges County 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 Mary Thomas of a plea that he render unto her the full and just sum of four hundred pounds Current money which to her he owes and from her unjustly detains and so forth; Hereof fail not at your peril and have you then and there this writ. Witness Thomas Johnson Esquire chief Judge of our said Court the 17th day of June Annodomini 1790.

Issued the 6th day of September 1790. F. B. K. Jnt. Quinn Clk.

And the aforesaid Mary Thomas by Philip Barton Key her attorney aforesaid declared against the aforesaid Benjamin Brookes in the plea aforesaid as follows to wit.

State of Maryland, Prince Georges County, sc. Benjamin Brookes Junior late of Prince Georges County Gentleman otherwise called Benjamin Brookes Junior of Prince Georges County was summoned to answer unto Mary Thomas of a plea that he render unto her the full and just sum of four hundred pounds Current money which to her he oves and from her unjustly detains and so forth. And whereupon the said Mary Thomas by Philip Barton Key her attorney, saith that whereas the aforesaid Benjamin Brookes Junr. on the sixteenth day of January in the year one thousand seven hundred and eighty six at Prince Georges County, aforesaid, by his certain writing obligatory, acknowledged himself to be held and firmly bound unto her the aforesaid Mary Thomas in the aforesaid sum of four hundred pounds Current money to be paid to her the said Mary Thomas when afterwards he should be thereunto required. Nevertheless the aforesaid Benjamin Brookes Junior (although often thereunto required) the aforesaid sum of four hundred pounds Current money to her the said Mary Thomas hath not rendered or paid, but the same to her hitherto to render or pay he hath altogether refused and still doth refuse; wherefore she saith that she is the worse and hath damage