against him, and so forth. And the aforesaid Samuel Maynard by his Attornies aforesaid saith that he by any thing by the said William Magrath above in pleading alledged from having or maintaining his Action aforesaid against him ought not to be precluded because he saith, that the said William Magrath did not well and truly pay to him the aforesaid Samuel Maynard the said sum of One hundred pounds Current Money of Maryland upon the first day of November in the year one thousand seven hundred and ninety five, also One hundred pounds upon the first day of November with legal Interest, like Money in the year One thousand seven hundred and ninety six thereon at Montgomery County aforesaid, in such manner and form as the said William Magrath above by pleading hath alledged, and of this he prays may be enquired of by the Country, and the said William Magrath in like manner and so forth, Therefore let a Jury thereon appear before the Court here, on the second Tuesday of May next by whom and so forth, and who neither and so forth, to recognize and so forth, because as well and so forth, the same day is given to the said parties then and there and &c.

And now, at this day, to wit, the said second Tuesday of May being the eighth day of the same month, in the year of our Lord one thousand seven hundred and ninety eight, come again into the General Court here, as well the aforesaid Samuel Maynard by his Attorney aforesaid as the said William Magrath by his Attorney aforesaid; And the said William Magrath by his attorney aforesaid relinquishing the averment aforesaid, above by him pretended says, that he cannot deny the action aforesaid of the aforesaid Samuel Maynard so as aforesaid against him brought, nor but that he owes to the aforesaid Samuel Maynard the aforesaid sum of Four hundred pounds Current Money in manner and form aforesaid so as the aforesaid Samuel Maynard above against him hath declared.

Therefore it is Considered by the Court here, that the aforesaid Samuel Maynard recover against the said William Magrath as well the sum of Four hundred pounds Current Money his Debt aforesaid in form aforesaid confessed,

(as)

as the quantity of Eight hundred and twenty one pounds of Tobacco, by the Court here unto the aforesaid Samuel Maynard 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 William Magrath in Mercy and so forth.

Memorandum, Judgment rendered in this cause, on the Tenth day of May in the year of our Lord one thousand seven hundred and ninety eight; for the Penalty and Costs of suit, and the Plaintiff agrees to release the penalty upon the payment of Principal, Interest and Costs, and agrees to stay Execution until the first day of August next; payments if any to be allowed. Test. John Gwinn Clk.

Thomas Johnson Beatty to and for the use of George G. Mc Daniel against Thomas Maccubbin

Be it Remembered, that heretofore, to wit, on the Eleventh day of April in the year of our Lord one thousand seven hundred and ninety seven, the said Thomas Johnson Beatty by John Machall Gantt his Attorney sued out of the General Court, the Writ of the State of Maryland of Capias ad respondendum, directed to the Sheriff of Montgomery County, in the words and figures following to wit The State of Maryland, sc. To the Sheriff of Montgomery County, greeting, you are hereby commanded to take Thomas Maccubbin late of Montgomery County Yeoman if he shall be found in your bailiwick, and him safe keep, so that you have his body before the Judges of the General Court, to be held at the City of Annapolis, on the second Tuesday of May next, to answer unto Thomas Johnson Beatty of a plea, that he render unto him the just and full sum of one hundred and seventy seven pounds Current Money which to him he owes and from him unjustly detains and so forth, here of fail not at your peril; and have you then and there, this Writ, Witness the honourable Robert Goldsborough Esquire, Chief Judge of the said Court, the 12th day of December Anno Domini 1796. Issued the 11th day of April 1797. (J. M. Gantt) John Gwinn, Clk.

And the aforesaid Thomas Johnson Beatty by his Attorney aforesaid on the day of the issuing of the aforesaid Writ filed in Court here, the following Declaration and Oyer of Bill a Copy whereof was made and sent with the said Writ, to the Sheriff of the County aforesaid, to wit, Western Shore, State of Maryland, Montgomery

(County)