so as aforesaid against him brought, now but that he owes to the aforesaid Alexander Hamilton the aforesaid sum of Five thousand pounds Current Money in manner and form aforesaid so as the aforesaid Alexander Hamilton above against him hath declared.

Therefore it is considered, by the Court here that the aforesaid Alexander Hamilton recover against the said Alexander Scott as well the sum of Five thousand pounds Current Money his Debt aforesaid in form aforesaid confessed, as the quantity of Nine hundred and fifty one pounds of Tobacco, by the Court here unto the aforesaid Alexander Hamilton 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 Alexander Scott in Mercy and so forth.

Memorandum, Judgment rendered in this Cause, on the fifteenth 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. Jno Gwinn Clk.

Alexander Hamilton,
against
Gustavus Scott.

Be it Remembered that heretofore to wit, on the eighth day of September in the year of our Lord one thousand seven hundred and ninety six, the said Alexander Hamilton by William Cooke his Attorney sued out of our 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; ss, To the Sheriff of Montgomery County, Greeting, We command you that you take Gustavus Scott late of Montgomery County Gentleman, otherwise called Gustavus Scott of 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 October next, to answer unto Alexander Hamilton of a plea that he render unto him the full and just sum of Five thousand pounds Current Money which to him he owes

(and)

and from him unjustly detains and so forth, hereof fail not at your peril, and have you then and there this writ. Witness the Honourable Robert Goldsborough Esquire, Chief Judge of our said Court, the 25th day of June Anno Domini 1796.

Issued the 8th day of September 1796. (W. C.) John Gwinn Clk

And the said Alexander Hamilton by his Attorney aforesaid on the day of the Issuing of the aforesaid Writ filed in Court here the following Declaration and Oyer of Bond, 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, ss Gustavus Scott late of Montgomery County Gentleman otherwise called Gustavus Scott of State aforesaid was summoned to answer unto Alexander Hamilton of a plea, that he render unto him the full and just sum of Five thousand pounds Current Money which to him he owes and from him unjustly detains and so forth, And thereupon the said Alexander Hamilton by William Cooke his Attorney, saith that whereas the aforesaid Gustavus Scott on the seventh day of October in the year one thousand seven hundred and ninety four at Montgomery County aforesaid, by his certain writing obligatory, acknowledged himself to be held and firmly bound unto him the aforesaid Alexander Hamilton in the aforesaid sum of Five thousand pounds Current Money to be paid to him the said Alexander Hamilton when afterwards he should be thereunto required Nevertheless the aforesaid Gustavus Scott (although often thereunto required) the aforesaid sum of Five thousand pounds Current Money to him the said Alexander Hamilton hath not rendered or paid, but the same sum of Five thousand pounds Current Money to him hitherto to render or pay he hath altogether refused, and still doth refuse; wherefore the said Alexander Hamilton saith he is the worse, and hath damage to the value of Five thousand pounds Current Money and therefore he brings suit and so forth; and brings here into Court the writing obligatory aforesaid, sealed with the Seal of the aforesaid Gustavus Scott which the debt aforesaid, in form aforesaid Witnesseth, the date whereof is the day and year aforesaid, and so forth.

W. Cooke for the plaintiff. pledges and so forth Jno Doe, & Rich. Roe

The Oyer of the Writing obligatory aforesaid, and the Condition thereof, follow in these words, to wit.

Know all men by these presents that We Alexander Scott of

(Charles)