discharge of the Writing Obligatory aforesaid to wit at Saint Mary's County aforesaid which said sum of current Money the said State of Maryland then and there received and accepted in full satisfaction and discharge of the Writing Obligatory aforesaid and this he is ready to verify Wherefore he prays Judgment if the said State of Maryland ought to have its execution against him for the Debt aforesaid and so forth And the said State of Maryland saith that by any thing by the said Henry Neale in his first plea above alledged from having its execution against the said Henry Neale for the Debt aforesaid to be precluded ought not, because the said State saith that there is such record of the Writing Obligatory aforesaid as by the Writ of Scire facias aforesaid it doth suppose as appears in the General Court at Annapolis and prays that the record may be inspected by the Court and so forth. And the said State of Maryland says that by any thing by the said Henry Neale in his second plea above by pleading alledged from having its execution against him the said Henry Neale of the Debt aforesaid by Occasion of the Writing Obligatory aforesaid to be precluded ought not because the said State says that after the Writing Obligatory aforesaid in the Writ of Scire facias aforesaid above mentioned and before the issuing of the Writ of Scire facias aforesaid above mentioned to wit on the eighteenth day of April in the year of our Lord one thousand seven hundred and ninety eight at Saint Mary's County aforesaid the said Henry Neale did not pay to the said State of Maryland the said sum of Two thousand pounds Current Money in the said Writ of Scire facias mentioned, in manner and form as the said Henry Neale hath above in his second plea alleged and of this the said State prays may be enquired of by the Country and the said Henry Neale in like manner and so forth. And for trying the issue in fact aforesaid 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, and as well to try the issue first aforesaid Whereof the parties aforesaid have put themselves upon the judgment of the Court here: Because the Court here are not yet advised to give their judgment of and upon the premises, day therefore is also given to the parties aforesaid to hear their judgment of that issue before the Court here untill the said second Tuesday of may next for that the said Court here thereof as yet are not yet advised &c.

And now at this day to wit, the said second Tuesday of May being the fourteenth day of the same month in the year of our Lord one thousand seven hundred and ninety nine Come again into the General Court here as well the said State of Maryland by its Attorney aforesaid, as the said Henry Neale by his Attorney aforesaid. Nevertheless the said Henry Neale

(by his)

by his attorney aforesaid relinquishing the averment aforesaid above by him pretended says that he cannot deny the Action aforesaid of the said State of Maryland as aforesaid against him brought now but that there is record of such Writing Obligatory aforesaid, nor but that the aforesaid State of Maryland ought to have execution against him the said Henry Neale for the Debt in the Writ of Scire facias aforesaid above specified. And because the said Henry Neale doth not deny but that the Allegations aforesaid are true the said State of Maryland by its attorney aforesaid prays Judgment for execution for the Debt aforesaid in the Writ of Scire facias aforesaid above specified with the Costs and charges sustained by the delay of Execution aforesaid to the said State to be adjudged &c. Therefore it is considered by the Court here that the said State of Maryland have Execution against the said Henry Neale for as well the sum of Two thousand pounds current Money the Debt aforesaid in the Writ of Scire facias aforesaid above specified according to the form and effect of the Writing Obligatory aforesaid, And it is farther Considered by the same Court that the said State of Maryland recover against the said Henry Neale the quantity of seven hundred and fifty nine pounds of Tobacco for the said State Damages Costs and charges, sustained by the delay of Execution of the Writing Obligatory aforesaid and adjudged by the Court here on its agent, according to the form of the Statute in such case made and provided, and that the said State of Maryland have thereof execution and so forth.

Memorandum on the fifteenth day of May in the year of our Lord one thousand seven hundred and ninety nine. Fiat was rendered in this Cause with Costs of Suit. Test. John Gwinn Clerk.

Rebecca Dulany Exrix of Daniel Dulany
against
Samuel Brooke Beall.

Be it remembered, that heretofore to wit, on the twenty fifth day of July in the Year of our Lord one thousand seven hundred and ninety seven, the said Rebecca Dulany Executrix of Daniel Dulany by William Cooke her Attorney sued out of the General Court, the Writ of the State of Maryland of Capias ad respondendum directed to the Sheriff of Allegany County, in the words and figures following to wit.

The State of Maryland, &c. To the Sheriff of Allegany County Greeting; You are hereby commanded to take Samuel Brooke Beall late of Allegany County farmer otherwise called Samuel Brooke Beall of prince Georges County in the 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 the General Court, to be held at the City of Annapolis on the second Tuesday of October next, to answer unto Rebecca Dulany Executrix of the last Will and Testament of Daniel Dulany of a plea

(that he)