the said Charles Beatty above pleaded to be precluded from having and maintaining his said action ought not because protesting that the said Charles Beatty from the time of making the said writing Obligatory hath not well and in all things stood stand to abide by perform fulfill and keep award, arbitrament final and and determination of the arbitrators in pursuance to the writing obligatory aforesaid which he ought to have done according to the force form and effect thereof to wit at Montgomery County aforesaid as the said Charles Beatty by his said plea hath alleged; and protesting also that he the said Charles Beatty hath not paid to him said Thomas Beatty Junior the sum of Three hundred and eighty pounds three shillings Six pence half penny Current Money awarded by the arbitrators in pursuance of the writing Obligatory aforesaid or any part thereof; for plea nevertheless by way of Replication the said Thomas Beatty Junior saith that the said Charles Beatty hath not paid to him the said Thomas Beatty Junior the aforesaid sum of Three hundred and eighty pounds three shillings and six pence half penny current money or any part thereof in the award aforesaid. And this the said Thomas Beatty Junior prays may be enquired of by the Country: and the said Charles Beatty in like manner and so forth.

Thereupon the said Charles Beatty by his attorney aforesaid relinquisheth the averment aforesaid above by him pretended and saith that he cannot deny the Action aforesaid of the said Thomas Beatty Junior so as aforesaid against him brought nor but he owes to the said Thomas Beatty Junior the said sum of one thousand pounds current money in manner and form as the said Thomas Beatty Junior above against him hath declared. Therefore it is considered by the Court here, that the said Thomas Beatty Junior recover against the said Charles Beatty as well the said sum of one thousand pounds current money the Debt aforesaid in form aforesaid confessed as the quantity of nine hundred and Seventy one pounds of Tobacco by the Court adjudged as well for the Damages sustained by reason of the Detention of the said Debt as for the Costs and Charges by him laid out and expended about his suit in this behalf and the said Charles Beatty in mercy and so forth.

Memorandum on the third day of June in the Year of our Lord one thousand seven hundred and ninety nine, Judgment was rendered in this Cause for the penalty of the Bond and

(Costs of).

Costs of suit; To be released on payment of three hundred and eight pounds three shillings and six pence half penny Current money with Interest thereon from the first day of March seventeen hundred and ninety six and Costs, Stay Execution to first September next. Test. John Gwinn Clk:

Rebecca Dulany Exix of Daniel Dulany against Margaret Beall and Upton Beall, admors of 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 the last Will and Testament 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 Montgomery County, in the words and figures, following, to wit. The State of Maryland, ss, To the Sheriff of Montgomery County greeting, You are hereby commanded to take Margaret Beall and Upton Beall late of Montgomery County Administrators of Goods and Chattles which were of Brooke Beall of Montgomery County at the time of his death who died intestate as it is said, if they shall be found in your bailiwick, and them safe keep, so that you have their bodies 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 they render unto her the full and just sum of Two hundred and seventy five pounds six shillings and two pence Sterling Money of the Value of Tow hundred and fifty eight pounds sixteen shillings and eleven pence farthing Current Money which from her they unjustly detain 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 the said Court, the 18th day of July Anno Domini one thousand seven hundred and ninety seven.

Issued the 25th day of July 1797. (W. Cooke) John Gwinn Clk.

And the aforesaid Rebecca Dulany Executrix as aforesaid by her attorney aforesaid on the day of the issuing of the aforesaid Writ filed in Court here, the following Declaration and Oyer of Bond, Copies 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. Margaret Beall and Upton Beall late of Montgomery County administrators of the Goods and Chattels which were of Brooke Beall of Montgomery

(County)