thousand seven hundred and ninety eight, being the day of the return aforegoing writ of Scirefacias, comes into the General Court here, the said Nathan Levy by his attorney aforesaid; And the Sheriff of Charles County to whom the said writ was in form aforesaid directed, makes return thereof to the Court here thus endorsed, viz. — Tarde. — Thos. A. Dyson, Sheriff. — Nevertheless the said Samuel Hamilton Terretenant of the said John Hepburn, by Philip Barton Key his attorney, voluntarily comes into Court here and defends the force and injury when and so forth: And thereupon on the motion of the said Nathan Levy by his attorney aforesaid, it is ruled by the Court here, that the said Samuel Hamilton Terretenant as aforesaid, answer to the writ of Scirefacias aforesaid, or Execution will be awarded against him in default thereof, to be levied, and so forth. And the said Samuel Hamilton Terretenant as aforesaid by his attorney aforesaid, prays leave of the Court here to imparle until the second tuesday of May next, and then to answer to the writ of Scirefacias aforesaid and to him it is granted; the same day is given to the said Nathan Levy also. At which said Second tuesday of May in the year of our Lord One thousand seven hundred and ninety nine, to which said day the said Samuel Hamilton Terretenant as aforesaid had leave to imparle and then to answer to the writ of Scirefacias aforesaid, come again into the General Court here, as well the said Nathan Levy by his attorney aforesaid, as the said Samuel Hamilton Terretenant as aforesaid by his attorney aforesaid: And the said Samuel Hamilton Terretenant as aforesaid by his attorney aforesaid, as before defends the force and injury when and so forth, and saith, that the said Nathan Levy ought not to have his Execution against him for the ~~m~~ Damages, Costs and Charges aforesaid, in the writ of Scirefacias aforesaid mentioned, of the lands and tenements of the said John Hepburn, whereof he the said Samuel Hamilton is Tenant, because he saith, there is not any Such Record of the Recovery of the said Damages, Costs and Charges aforesaid, by him the said Nathan Levy against the said John Hepburn remaining of Record in the said General Court here, as the said Nathan Levy by the writ aforesaid doth above suppose, and this he is ready to verify, and so forth; wherefore he the said Samuel Hamilton Terretenant as aforesaid prays Judgment if the said Nathan Levy ought to have Execution against him for the ~~m~~ Damages Costs and Charges aforesaid, on the Lands and Tenements aforesaid, and so forth. And the said Samuel Hamilton Terretenant as aforesaid by leave of the Court here, and according to the form of the Statute in Such Case made and provided, further saith, that the said Nathan Levy ought not to have his Execution against him for the Damages Costs and Charges aforesaid, of the Lands and Tenements of the said John Hepburn, whereof he the said Samuel Hamilton is Tenant, because he saith, that the said John Hepburn after the recovery of the Judgment aforesaid, in the writ of Scirefacias aforesaid above mentioned, and before the suing of the said writ of Scirefacias, paid to the said Nathan Levy the said Damages, Costs and Charges in satisfaction and discharge of the Judgment aforesaid, to wit at the County aforesaid, which sum of money the said Nathan Levy accepted in full satisfaction and discharge of the Judgment

aforesaid, and this the said Samuel Hamilton Terretenant as aforesaid is ready to verify, and so forth; wherefore he the said Samuel Hamilton Terretenant as aforesaid prays Judgment if the said Nathan Levy ought to have Execution against him for the Damages Costs and Charges aforesaid, on the lands and tenements aforesaid, and so forth. — And the said Nathan Levy by his attorney aforesaid saith, that he, by any thing by the said Samuel Hamilton Terretenant as aforesaid by his First plea before alleged, ought not to be delayed from having his Execution aforesaid against him the said Samuel Hamilton Terretenant as aforesaid for the Damages Costs and Charges aforesaid, in the writ of Scirefacias aforesaid mentioned, of the Lands and Tenements aforesaid of the said John Hepburn, whereof the said Samuel Hamilton is Tenant, because he saith, that there is Such Record of the Recovery of the Damages, Costs and Charges aforesaid, in the writ of Scirefacias aforesaid mentioned, by the said Nathan Levy against the said John Hepburn, as the said Nathan Levy by the said writ above supposes, and this the said Nathan Levy is ready to verify by the said Record, and so forth, and prays that the Record of the Judgment aforesaid, by the Court here may be seen and inspected, and so forth. — And the said Nathan Levy by his attorney aforesaid saith, that as to the second plea of the said Samuel Hamilton Terretenant as aforesaid above pleaded, he the said Nathan Levy by any thing in the said second plea alleged ought not to be delayed from having his Execution aforesaid against him the said Samuel Hamilton Terretenant as aforesaid for the Damages Costs and Charges aforesaid, on the Lands and Tenements aforesaid of the said John Hepburn, whereof the said Samuel Hamilton is Tenant, because protesting that the said Nathan Levy did not receive of him the said John Hepburn the said Damages Costs and Charges, in satisfaction and discharge of the Judgment aforesaid in the said writ of Scirefacias mentioned, as the said Samuel Hamilton Terretenant as aforesaid by his said plea hath alleged, for plea nevertheless, by way of Replication, the said Nathan Levy, saith that after the rendering the said Judgment, the said John Hepburn did not pay and satisfy to him the said Nathan Levy, the said Damages, Costs and Charges, in satisfaction of the said Judgment, in manner and form as the said Samuel Hamilton Terretenant as aforesaid by his said plea hath alleged, and this the said Nathan Levy prays may be inquired of by the Country, and so forth; And the said Samuel Hamilton Terretenant as aforesaid in like manner and so forth. — But, because the Court here, are not advised to give their Judgment of and upon the premises aforesaid whereof the parties aforesaid have put themselves on the Judgment of the Court, day therefore is given to the parties aforesaid, before the Court here on the second tuesday of October next, to hear their Judgment of and upon those premises, because the Court now here thereof are not yet, and so forth, And to try the issues aforesaid between the parties aforesaid above joined, to be tried by the Country, let a Jury thereon come before the Court here on the said second tuesday of October next, by whom and so forth, and who neither and so forth, to recognize and so forth, because as well and so forth,