the same day is given to the parties aforesaid, then and there and so forth. At which said second tuesday of October in the year of our Lord One thousand seven hundred and ninety nine, 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: But because the Court here are not yet advised to give their Judgment of and upon the premises, 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 May 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 issue aforesaid, between the parties aforesaid above joined to be tried by the Country, let a Jury as before come thereon before the Court on the said 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 parties aforesaid, then and there and so forth. — And now at this day to wit, the said second tuesday of May in the year of our Lord One thousand eight hundred, 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: Nevertheless the said Samuel Hamilton Terretenant as aforesaid by his attorney aforesaid, relinquishing the averment aforesaid, above by him pretended and alleged, saith, that he cannot deny the action aforesaid of the said Nathan Levy as aforesaid against him brought, nor but that there is such Record of recovery aforesaid for but that the said Nathan Levy ought to have his Execution against him the said Samuel Hamilton Terretenant of the lands in the Replication of the said Nathan Levy charged and averred to be in his Seisin and possession as aforesaid, for the Damages, Costs and charges aforesaid, in the writ of Scirefacias above specified, to be levied of those lands and tenements, with the appurtenances, whereof he the said Samuel Hamilton is, and admits himself to be, tenant in manner and form as is specified and averred in the said Replication of the said Nathan Levy and so forth. — Therefore it is considered by the Court here, that the said Nathan Levy have his Execution against the said Samuel Hamilton Terretenant as aforesaid for as well the Damages, Costs and charges aforesaid, in the said writ of Scirefacias specified according to the form and effect of the said recovery, as for the sum of seven hundred and sixty seven pounds of tobacco, by the Court here unto the said Nathan Levy adjudged for his Costs and Charges by him sustained by reason of the delay of the Execution of the Judgment aforesaid, to be levied of the lands and tenements which were of the said John Hepburn on the day of the rendition of the Judgment aforesaid, and of which the said Samuel Hamilton is and admits himself to be Terretenant as aforesaid. — Memorandum. Fieri fac Execution was rendered in this cause, on this Twenty ninth day of May One thousand eight hundred for the Damages, Costs and charges aforesaid in the Scirefacias aforesaid mentioned, and the Costs of this suit; To be released on the payment of One hundred and twelve pounds, ten shillings current money with Interest thereon from the Fourth day of October One thousand seven hundred and ninety four and Costs.

Test. — John Irvine Clk —

The State of Maryland at the instance and for the use of Roger Nelson admor of Joseph Sim. against Thomas Gantt.

Be it remembered, that heretofore to wit, on the Thirtieth day of May in the year of our Lord One thousand seven hundred and ninety six: The State of Maryland by William Cooke its attorney, sued forth out of the General Court here the writ of the State of Maryland of Capias ad respondendum, against Thomas Gantt, directed to the Sheriff of Prince Georges County in form following to wit. — The State of Maryland Sct. To the Sheriff of Prince Georges County, Greeting. We Command you that you take Thomas Gantt late of Prince Georges County planter, otherwise called Thomas Gantt of Prince Georges County, 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 The State of Maryland of a plea that he render unto said State the full and just Sum of One thousand and forty eight pounds five shillings and six pence current money which to said State he owes and unjustly detains and so forth. — Here of fail not at your peril, and have you then and there this writ. Witness the honorable Robert Goldsborough Esquire chief Judge of our said Court, the 10th day of May Anno domini 1796. — Issued the 30th day of May 1796. — W. Cooke. — Jno Irvinn Clk. —

Whereupon the said State of Maryland by its attorney aforesaid, declared against the said Thomas Gantt in the plea aforesaid, in form following (a copy whereof was made and sent with the said writ to the Sheriff of the County aforesaid, endorsed, to be served on the Defendant, with the writ a left at his last place of abode at least twenty days before the sitting of the Court) to wit. Western Shore, State of Maryland, Prince Georges County) Sct. Thomas Gantt late of Prince Georges County planter, otherwise called Thomas Gantt of Prince Georges County was Summoned to answer unto the State of Maryland of a plea, that he render unto said State the full and just Sum of One thousand and forty eight pounds five shillings and six pence current money which to said State he owes and unjustly detains and so forth. And whereupon the said State of Maryland who in this behalf prosecuteth by William Cooke her attorney, saith that whereas the aforesaid Thomas Gantt on the fourteenth day of September in the year One thousand seven hundred and ninety three at Prince Georges County aforesaid, by his certain writing obligatory acknowledged himself to be held and firmly bound unto the aforesaid State in the said Sum of One thousand and forty eight pounds five shillings and six pence current money to be paid to the said State of Maryland when afterwards he should be thereunto required. — Nevertheless the aforesaid Thomas Gantt (although often thereunto required) the aforesaid sum of current money to the said State of Maryland hath not rendered or paid, but the same Sum of current money to the said State of Maryland hitherto to render or pay he hath altogether refused and still doth refuse; Wherefore the said William Cooke who in this