when and so forth and prays leave of the Court here to imparle until the second tuesday of October next, and then to answer to the Declaration aforesaid of the aforesaid William B Magruder and Thomas L Washington in the plea aforesaid, and to him it is granted, the same day is given to the aforesaid William B Magruder and Thomas L Washington also

At which said second Tuesday of October being the fourteenth day of the same month in the year of our Lord one thousand eight hundred to which said day the said Benjamin Clagett had leave to imparle and then to answer to the declaration aforesaid of the aforesaid William B. Magruder and Thomas L Washington in the plea aforesaid, come again into the General Court here as well the aforesaid William B Magruder and Thomas L Washington by their attorney aforesaid, as the aforesaid Benjamin Clagett by his attorney aforesaid: and the said Benjamin Clagett by his attorney aforesaid as before defends the force and injury when and so forth, and saith that he did not assume upon himself in such manner and form as the aforesaid William B. Magruder and Thomas L Washington above against him have declared, and of this he puts himself upon the Country and the said William B Magruder and Thomas L Washington in like manner and so forth, Therefore 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, the same day is given to the said parties then and there and so forth.

And now at this day to wit the said second tuesday of May being the twelfth day of the same month in the year of our Lord one thousand eight hundred and one come again into the General Court here as well the said William B. Magruder and Thomas L Washington by their attorney aforesaid as the said Benjamin Clagett by his attorney aforesaid. Nevertheless the said Benjamin Clagett by his attorney aforesaid, relenquishing the averment aforesaid above by him pretended says that he cannot deny the action aforesaid of the aforesaid William B. Magruder and Thomas L Washington so as aforesaid against him brought nor but that the said William B Magruder & Thomas L Washington have sustained damage to the sum of three hundred pounds current money by occasion of the non performance of the promise and assumption aforesaid in manner and form as the aforesaid William B Magruder and Thomas L. Washington above against



against him have declared.

Therefore it is considered by the Court here that the said William B. Magruder and Thomas L Washington recover against the said Benjamin Clagett as well the sum of three hundred pounds current money their damages aforesaid in form aforesaid confessed as also the quantity of seven hundred and seventy nine pounds of tobacco by the Court here unto them on their assent adjudged for their costs and charges by them about their suit in this behalf laid out & expended and the said Benjamin Clagett in mercy and so forth.

Memorandum Judgment rendered in this cause on the fourteenth day of May in the year of our Lord one thousand eight hundred and one for the damages laid in the Declaration and costs of suit. To be released on payment of one hundred and fifty eight pounds sixteen shillings and ten pence three farthings current money with Interest from the twelfth day of May in the year of our Lord one thousand seven hundred and ninety nine and costs. And the Pltffs agree to stay execution until the first day of August next.

Test Jno. Gwinn clk

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| David Williamson against Alexander Clagett & Benjamin Clagett | Be it remembered that heretofore to wit on the twenty second day of March in the year of our Lord one thousand eight hundred, the said David Williamson by William Mc. Mecher his attorney sued out of the General Court there writ of the State of Maryland of capias ad respondendum, directed to the Sheriff of Washington County in the words and figures following to wit, |
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The State of Maryland &c. To the Sheriff of Washington County Greeting You are hereby commanded to take Alexander Clagett and Benjamin Clagett late of Washington County Merchants if they shall be found in your bailiwick and them safe so that you have their bodies before the General Court to be held at the City of Annapolis on the second tuesday of May next to answer unto David Williamson of a plea of trespass on the case &c. Hereof fail not at your peril and have you then and there this writ, Witness the Honourable Jeremiah Townley Chase Esquire Chief Judge of the said Court the 25th day of February in the year of our Lord one thousand eight hundred. Issued the 22nd day of March 1800. (H. M.) Jno. Gwinn clk

And the aforesaid David Williamson by his attorney aforesaid on the day of the issuing of the aforesaid writ filed in Court here the following Declaration, copies whereof were made and sent with the said writ to the Sheriff of the County aforesaid to wit

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