condemnation of the Court thereupon, or render his body to the custody of the Sheriff of Montgomery county in satisfaction thereof, or that he the said Joseph Chapline will do the same for him.

And thereupon on motion of the aforesaid Alexander Mc Donald by his attornies aforesaid it is ruled by the court here, that the said Charles Beatty answer to the Declaration aforesaid of the aforesaid Alexander Mc Donald in the plea aforesaid or Judgment by the court here will be entered against him in Default thereof: and the said Charles Beatty by his attorney aforesaid defends the force and injury 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 Alexander Mc Donald in the plea aforesaid, and to him it is granted the same day is given to the aforesaid Alexander Mc Donald 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 Charles Beatty had leave to Imparle and then to answer to the Declaration aforesaid of the aforesaid Alexander Mc Donald in the plea aforesaid, come again into the General Court here as well the aforesaid Alexander Mc Donald by his attornies aforesaid as the said Charles Beatty by his attorney aforesaid: and the said Charles Beatty 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 Alexander Mc Donald above against him hath declared and of this he puts himself upon the country and the aforesaid Alexander Mc Donald 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 comes again into the General Court here as well the said Alexander Mc Donald by his attorney aforesaid as the said Charles Beatty by his attorney aforesaid, Nevertheless the said Charles Beatty by his attorney aforesaid relinquishing the averment aforesaid above by him pretended says that he cannot deny the action aforesaid of the aforesaid Alexander Mc Donald so as aforesaid against him brought nor but that the said Alexander Mc Donald hath sustained damage to the sum of four hundred pounds current money of Maryland by occasion of the non performance of the premises and assumptions aforesaid in manner

and form as the aforesaid Alexander Mc Donald above against him hath declared. Therefore it is considered by the Court here that the said Alexander Mc Donald recover against the said Charles Beatty as well the sum of four hundred pounds current money of Maryland his damages aforesaid in form aforesaid confessed as also the quantity of eight hundred and thirty nine pounds of tobacco by the court here unto him on his agreement adjudged for his costs and charges by him about his suit in this behalf laid out and expended, and the said Charles Beatty in mercy and so forth.

Memorandum Judgment rendered in this cause on the thirteenth day of June 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 five hundred and four Dollars and ninety four cents with Interest from the second day of January in the year of our Lord one thousand seven hundred and ninety eight and costs. and the plaintiff agrees to stay execution until the first day of August next. All payments made appear to John T. Mason, to be allowed

Test John Gwinn clk

Ex. 26 Feb

Alexander Mc Donald against Charles Beatty -	Be it remembered that heretofore to wit on the eighteenth day of February in the year of our Lord one thousand eight hundred, the said Alexander Mc Donald by William Cranch his attorney sued out of the General Court the writ of the State of Maryland of

copias ad respondendum directed to the Sheriff of Montgomery county in the words and figures following to wit, The State of Maryland &c. To the Sheriff of Montgomery county greeting. You are hereby commanded to take Charles Beatty late of Montgomery county yeoman if he shall be found in your Bailiwick and him safe keep so that you have his body before the General Court to be held at the city of Annapolis on the second tuesday of May next, to answer unto Alexander Mc Donald in a plea of trespass upon the case and so forth. 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 eighth day of October in the year of our Lord one thousand seven hundred & ninety nine, Issued the 18th day of February 1800. (W. Cranch) Jno Gwinnett

And the aforesaid Alexander Mc Donald by his attorney aforesaid on the day of the issuing of the aforesaid writ filed in court here the following Declaration a copy whereof was made and sent with the said writ to the Sheriff of the county aforesaid to wit. State of Maryland Western Shore Montgomery county to wit. Charles Beatty late of Montgomery county yeoman was attached to answer unto Alexander Mc Donald in a plea of trespass upon the case and so forth And whereupon the said Alexander by William Cranch his attorney complains

that