here in court in his own proper person with the consent of the aforesaid Alexander Mc Donald by his attornies aforesaid undertakes for the said Charles Beatty that in case the aforesaid Alexander Mc Donald shall recover Judgment against the said Charles Beatty in the plea aforesaid or that the said Charles Beatty shall be therein legally convict that then the said Charles Beatty shall pay the 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 Chaplin 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 afsd 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 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 afsd 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 &c.

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 Alexander Mc Donald by his attornies 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 promises 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 afsd confessed as also the quantity of eight hundred and thirty nine pounds of tobacco by the court here unto him on his assent 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 Dollars with interest from the first day of September in the year of our Lord one thousand seven hundred and ninety seven till paid 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. Jno Gwinn clk

William H. Dorsey Assigne of Thomas Beall of George against Thomas Sim. Lee.

Be it remembered that heretofore to wit on the eighth day of April in the year of our Lord one thousand eight hundred, the said William H. Dorsey assignee as aforesaid by John T. Mason his 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 &c. To the Sheriff of Montgomery county Greeting. You are hereby commanded to take Thomas Sim Lee late of Montgomery county Gentleman, otherwise called Thomas Sim Lee of George Town, 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 William Hammond Dorsey assignee according to the force form and effect of the Act of Assembly

(&c