Attornies aforesaid, defend the force and injury, when, and so forth. and pray leave of the Court here to imparle until the second Tuesday of May next, and then to answer to the writ of Scire facias aforesaid, in the plea aforesaid; and to them it is granted; the same day is given to the aforesaid Evan Dorsey Executor as aforesaid also.

At which 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, to which said day the said Daniel James and Joseph James had leave to imparle and then to answer to the Writ of Scire facias aforesaid of the aforesaid Evan Dorsey Executor as aforesaid, in the plea aforesaid come again into the General Court here, as well the aforesaid Evan Dorsey Executor as aforesaid by his Attorney aforesaid, as the said Daniel James and Joseph James by their Attornies aforesaid; And the said Daniel James and Joseph James by their Attornies aforesaid as before defend the force and injury when and so forth, and say that the aforesaid Evan Dorsey Executor as aforesaid ought not to have his execution against them the said Daniel James and Joseph James for the damages, costs and charges aforesaid in the writ of Scire facias aforesaid mentioned: because they say that after the recovery of the Judgment aforesaid in the Writ of Scire facias aforesaid above mentioned and before the issuing of the said Writ of Scire facias to wit on the first day of January in the year of our Lord one thousand seven hundred and ninety nine they the said Daniel James and Joseph James paid to the said Basil Dorsey in his life time the said Sums of Four hundred and thirty five pounds eleven shillings and four pence three farthings Current Money, ninety one dollars fifty Cents and quantity of Seventeen hundred and eighty eight pounds of Tobacco in full satisfaction and discharge of the Judgment aforesaid in the said writ of Scire facias above mentioned, to wit, at Frederick County aforesaid which said Sums of Money and quantity of Tobacco the said Basil Dorsey in his life time then and there received and accepted in full satisfaction and discharge of the Judgment aforesaid and this they the said Daniel James and Joseph James are ready to verify; wherefore they pray Judgment whether the aforesaid Evan Dorsey Executor as aforesaid ought to have his Execution aforesaid against them for the damages costs and charges aforesaid and so forth.

And the said Daniel James and Joseph James with the leave of the Court here for that purpose first had and obtained according to the form of the Statute in such case made and provided further defend the force and injury when and so forth, and say that the aforesaid Evan Dorsey

Executor as aforesaid ought not to have his said Execution against them the said Daniel James and Joseph James for the damages, costs and charges aforesaid in the Writ of Scire facias aforesaid above mentioned, because they say that there is no such Record of the said Judgment and Recovery by the said Basil Dorsey in his life time against them the said Daniel James and Joseph James of the damages, costs and charges aforesaid in the writ of Scire facias aforesaid above mentioned, now remaining in the General Court here as the aforesaid Evan Dorsey Executor as aforesaid by the said Writ of Scire facias above supposes, and this they the said Daniel James and Joseph James are ready to verify; wherefore they pray Judgment whether the said Evan Dorsey Executor as aforesaid ought to have his Execution aforesaid against them for the damages, costs and charges aforesaid in the Writ of Scire facias aforesaid above mentioned and so forth.

And the aforesaid Evan Dorsey Executor as aforesaid by his Attorney aforesaid says that he by any thing by the said Daniel James and Joseph James in their first plea above alledged from having his execution against the said Daniel James and Joseph James for the damages, costs and charges aforesaid in the Writ of Scire facias aforesaid above mentioned to be precluded or delayed ought not because protesting that the said Dorsey in his life time did not receive of them the said Daniel James and Joseph James the said Sums of Four hundred and thirty five pounds eleven Shillings and four pence three farthings Current Money ninety one dollars and fifty Cents and quantity of Seventeen hundred and eighty pounds of Tobacco in full satisfaction and discharge of the Judgment aforesaid in the said Writ of Scire facias above mentioned, as the said Daniel James and Joseph James by their said plea hath alledged; for plea Nevertheless by way of Replication the aforesaid Evan Dorsey Executor as aforesaid says that after the recovery of the Judgment aforesaid and before the issuing of the said writ of Scire facias, to wit, on the said first day of January in the year of our Lord one thousand seven hundred and ninety nine they the said Daniel James and Joseph James did not pay and satisfy to him the said Basil Dorsey in his life time the said Sums of Four hundred and thirty five pounds eleven Shillings and four pence three farthings Current Money, ninety one dollars and fifty Cents and quantity of Seventeen hundred and eighty eight pounds of Tobacco in full satisfaction and discharge of the Judgment aforesaid in manner and form as the said Daniel James and Joseph James by their said first plea hath alledged; and this the aforesaid Evan Dorsey Executor as aforesaid prays may be inquired of by the Country and so forth, and the said Daniel James and Joseph James in like manner and