so forth. — And the aforesaid Evan Dorsey Executor as aforesaid says that he by any thing by the said Daniel James and Joseph James in their second 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 mentioned, to be precluded or delayed ought not, because he saith that there is such Record of the said Judgment and recovery by him 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, to wit, at the City of Annapolis aforesaid as he by by the writ of Scire facias aforesaid above doth suppose, as appears of Record in the said Term in the General Court here; and this he prays may be enquired of by the said Record; and the said Daniel James and Joseph James doth the like and so forth; — And because the Court here are not yet ready to inspect and examine the record aforesaid and to give their Judgment of and upon the premisses aforesaid whereof the parties aforesaid have put themselves on the Judgment of the Court, a day is therefore given to the parties aforesaid until the second Tuesday of October next, to hear thereof their Judgment of that issue, for that the Court here are not yet &c.

And as to the trial of the issue aforesaid between the parties aforesaid above joined to be tried by the Country let a Jury thereon appear before the Court here on the same day 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 here, at this day, to wit, the said second Tuesday of October being the thirteenth 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 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 relinquishing the averments aforesaid above by them pretended and alledged say that they cannot deny but their is such a record of the said Judgment and recovery 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, nor but that the aforesaid Evan Dorsey Executor as aforesaid ought to have his Execution against them the said Daniel James and Joseph James for the Damages costs and charges aforesaid

in the said Writ of Scire facias above specified. —

Therefore it is considered by the Court here, that the aforesaid Evan Dorsey Executor as aforesaid have his Execution against the said Daniel James and Joseph James for as well the Damages costs and charges aforesaid, in the writ of Scire facias aforesaid mentioned, according to the force form and effect, of the recovery aforesaid, as the quantity of six hundred and eighty one pounds of Tobacco to the aforesaid Evan Dorsey Executor as aforesaid on his assent by the Court here adjudged, for his costs and charges which he hath sustained by reason of the delay of the Execution of the Judgment aforesaid; And the said Daniel James and Joseph James in Mercy and so forth. —

Memorandum, Fiat was rendered in this Cause (for Execution of the damages, costs and charges in the writ of Scire facias aforesaid mentioned with Costs) on the fourteenth day of October in the year of our Lord one thousand eight hundred and one; And the Plaintiff agrees to stay Execution until the first day of January next. —

Test. John Gwinn Clk.

97 fol.

John Beall Bordley
against
Thomas Johnson.

Be it remembered, that heretofore, to wit, on the first day of July, in the year of our Lord one thousand eight hundred, the said John Beall Bordley by Archibald Buchanan his Attorney, prosecuted and sued forth out of the General Court here, the Writ of the State of Maryland of Capias ad respondendum, directed to the Sheriff of Frederick County, in the words following to wit. — Maryland ss. The State of Maryland, To the Sheriff of Frederick County, Greeting, You are hereby commanded to take Thomas Johnson Esquire of Frederick County otherwise called Th. Johnson 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 October next, to answer unto John Beale Bordly in a plea that he render unto him the sum of Twelve hundred and ninety five pounds thirteen shillings and nine pence Current Money which to him he owes and unjustly detains &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 thirteenth day of May in the year of our Lord one thousand eight hundred. —

Issued the 1st day of July 1800. (A B) John Gwinn Clk.

And the aforesaid John Beall Bordley by his Attorney aforesaid, on the day of prosecuting and suing forth the said Writ, declared in the Court here against the said Thomas Johnson in the plea aforesaid, as follows, to wit. —