manifestly appears, And whereas also at a General Court begun and held at the City of Annapolis on the second Tuesday of October in the year of our Lord one thousand seven hundred and ninety nine the said William Burrell Magruder and Thomas Lund Washington by Judgment of the said Court, recovered against the said Thomas Johnson Beatty as well the sum of Five hundred pounds Current Money, for their damages which they had sustained by occasion of the non-performance of a certain promise and assumption to the said William Burrell Magruder and Thomas Lund Washington by the said Thomas Johnson Beatty, before that time made as the quantity of seven hundred and eighty three pounds of Tobacco for their costs and charges by them about their Suit in that behalf laid out and expended whereof the said Thomas Johnson Beatty is convict as it appeareth of record; Nevertheless the said Thomas Johnson Beatty the damages costs and charges aforesaid, to the said William Burrell Magruder and Thomas Lund Washington hath not satisfied, nor his body in execution of such Judgment to the said public prison of Montgomery County aforesaid hath rendered, according to the form of the Recognizance aforesaid as by the suggestion of the said William Burrell Magruder and Thomas Lund Washington hath been stated; wherefore the said William Burrell Magruder and Thomas Lund Washington have besought that a proper remedy be granted them in this behalf; and as it is right that those things which in the said General Court are lawfully transacted and adjudged should be carried into due and speedy execution, you are therefore hereby commanded, that by good and lawful men of your Bailiwick you give notice to the said Charles Beatty that he be and appear before the said General Court, to be held at the City of Annapolis on the second Tuesday of October next, to shew if he hath or can say any thing for himself why the said William Burrell Magruder and Thomas Lund Washington ought not to have their execution against him for the damages, costs and charges aforesaid, according to the force, form and effect, of the recognizance aforesaid, if he shall think fit; and farther to do and receive what the said Court shall then and there consider concerning him in this behalf; and have there then the names of those by whom you shall give him notice, and this writ, Witness the honorable Jeremiah Townley Chase Esquire, Chief Judge of the said Court, the

thirteenth day of May in the year of our one thousand eight hundred. Issued the first day of July 1800 (J T M) Jno. Gwinn Clk.

On the back of the aforegoing Writ was thus endorsed, to wit. — Damages £500 Current Money, Costs 783 lbs. Tob. addit. Costs 86 lbs. Tob. To be released on payment of $736 26/100 with Interest thereon from the 21st day of May 1798 and 11/3 Cost of protest and costs. —

At which mentioned second Tuesday of October, being the fourteenth day of the same month, in the year of our Lord one thousand eight hundred and the day of the return of the foregoing writ, comes again into the General Court here, the aforesaid William Burrell Magruder and Thomas Lund Washington by John Thomson Mason their Attorney aforesaid, And the Sheriff of Montgomery County aforesaid, to wit, — Benjamin White Jones Gentleman, to whom the said foregoing writ was in form aforesaid directed, makes return thereof to the Court here, thus endorsed, to wit. — "Nihill Benj. W. Jones Sheriff." —

Nevertheless the said Charles Beatty Special bail as aforesaid by James Sewell Morsell his Attorney voluntarily appears in Court here; And thereupon on motion of the aforesaid William Burrell Magruder and Thomas Lund Washington by their Attorney aforesaid, It is ruled by the Court here, that the said Charles Beatty Special bail as aforesaid answer to the writ of Scire facias aforesaid of the aforesaid William Burrell Magruder and Thomas Lund Washington in the plea aforesaid, or Judgment by the Court here will be entered against him in default thereof; And the said Charles Beatty Special bail as aforesaid by his Attorney aforesaid, defends the force and injury, when, and &c. forth, and prays 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 of the aforesaid William Burrell Magruder and Thomas Lund Washington in the plea aforesaid, and to him it is granted; the same day is given to the aforesaid William Burrell Magruder and Thomas Lund Washington also. —

At which said second Tuesday of May being the twelfth day of the said Month, in the year of our Lord one thousand eight hundred and one, to which said day the said Charles Beatty Special bail as aforesaid had leave to imparle and then to answer to the Writ of Scire facias aforesaid of the aforesaid William Burrell Magruder and Thomas Lund Washington in the plea aforesaid, come again into the General Court here, as well the aforesaid William Burrell Magruder and Thomas Lund Washington by their Attorney aforesaid, as the said Charles