to have or maintain ought and soforth.

And the said Joseph Anthony saith that he by any thing in the said plea of the said Samuel above alledged ought not to be precluded from having and maintaining his action aforesaid thereof against the said Samuel because protesting that the said Thomas in the Condition of the said writing obligatory mentioned form the time of making the said writing obligatory hath not well and truly observed performed fulfilled and kept all and singular the matters and things in the said Condition thereof ought to have observed performed fulfilled and kept, that is to say, at Baltimore County aforesaid as the said Samuel in the plea aforesaid hath alledged for plea Nevertheless the said Joseph by replying saith that after the making the writing obligatory aforesaid and before the impetration of the writ original of him the said Joseph in this Cause impetrated it was on the Judgment of the General Court and writ of Error aforesaid in the said writing obligatory mentioned in such manner proceeded between the said Joseph and the said Thomas in the Court of Appeals, that afterwards at a Court of Appeals begun and held at the City of Annapolis on the second Tuesday of June in the year Eighteen hundred that the Judgment aforesaid of the said General Court was in all things affirmed and ratified and it was then and there considered and adjudged by the said Court of Appeals that the said Joseph recover against the said Thomas the sum of one hundred and twenty two pounds ten shillings and nine pence Current money damages and the quantity of one thousand and seventy six pounds of Tobacco for his Costs in that behalf laid out and expended by pretence of prosecuting the said writ of Error as by the record thereof in the said Court of Appeals remaining more fully appears. And the said Joseph avers that the said Thomas did not prosecute the said writ of error with Effect and that he hath not paid or satisfied to the said Joseph the said Judgment obtained by the said Joseph in the General Court or the aforesaid sum of money, or quantity of Tobacco adjudged unto the said Joseph by the said Court of Appeals upon the affirmance of the said Judgment or either of them or any part thereof and this the said Joseph is ready to verify

wherefore

wherefore he prays Judgment and his debt aforesaid together with his damages sustained by occasion of the detention thereof to him to be adjudged &c.

And the said Samuel Ringgold comes and as to the replication of the aforesaid Joseph Anthony to the plea of him the said Samuel Ringgold he saith, that the aforesaid Joseph Anthony notwithstanding any thing in his said replication pleaded ought not to have or maintain his said action thereof against him the said Samuel Ringgold, because he the said Samuel Ringgold saith that the said Thomas Ringgold hath well and truly paid and satisfied to the aforesaid Joseph Anthony, as well all and singular the debt damages and Costs adjudged against him by the said General Court as aforesaid, as also all Costs and damages that were awarded by the Court of Appeals as aforesaid upon the affirmance of the said Judgment to wit, on the first day of July in the year of our Lord one thousand eight hundred, at Baltimore County aforesaid and this he the said Samuel Ringgold is ready to verify, wherefore he prays Judgment whether the aforesaid Joseph Anthony his action aforesaid thereof against him the said Samuel Ringgold to have and maintain ought, and so forth.

And the aforesaid Joseph Anthony as to the rejoinder of the said Samuel Ringgold above by rejoining pleaded says he ought not to be precluded from having and maintaining his action aforesaid against the said Samuel Ringgold because he says that the said Thomas Ringgold hath not well and truly paid and satisfied the aforesaid Joseph Anthony as well all and singular the debt damages and Costs adjudged against him by the said General Court as aforesaid as also all Costs and damages that were awarded by the Court of Appeals as aforesaid upon the affirmance of the said Judgment in manner and form as the aforesaid Joseph Anthony hath by his said replication alledged and this he prays may be inquired of by the Country, and soforth, and the said Samuel Ringgold in like manner and soforth. Therefore let a Jury thereon appear before the Court here on the second Tuesday of May next, by whom and soforth, and who neither and soforth, to recognize and soforth, because as well and soforth, the same day is given to the parties aforesaid then and there and so forth.

And now at this day, to wit, the said second Tuesday of May being