Judgments.

And now here, on this day, towit: the second Tuesday of April in the year of our Lord one thousand seven hundred and ninety eight, came into Court here the Parties aforesaid by their Attornies aforesaid. And the said James Wroth and Robert Buchanan Surviving Covenantors as aforesaid by their said Attornies aforesaid, withdraw and relinquish their Averment aforesaid by them in form aforesaid above pleaded, and say that they cannot deny the Action aforesaid by the said Margarella Chalmers, nor but that they have broken the Covenant aforesaid in manner and form as the said Margarella Chalmers within against them hath complained, nor likewise but that the said Margarella Chalmers hath sustained Damages by occasion of the breach of the Covenant aforesaid, to the sum of two hundred pounds Current money; Whereupon the said Margarella Chalmers by her said Attorney, prays Judgment for those Damages above acknowledged, together with her Costs and Charges by her about her suit in this behalf laid out and expended, to her to be adjudged and awarded; Therefore it is considered by the Court here, that the said Margarella Chalmers do recover against the said James Wroth and Robert Buchanan Surviving Covenantors as aforesaid the sum of two hundred pounds Current money her Damages aforesaid in form aforesaid confessed to be sustained by reason of the breach of the Covenant aforesaid, as the Quantity of eight hundred and thirty four pounds of Tobacco by the Court here unto her on her request adjudged for her Costs and Charges by her about her suit in this behalf laid out & expended: And the said James Wroth and Robert Buchanan Surviving Covenantors as aforesaid in mercy &c.— Test. James Earle Clerk.

Memorandum. Judgment was confessed in this Action on the 17th day of April 1798. for £200 Current money Damages and Costs — To be released on the payment of £94.3.6 Current money with Interest thereon from the 6th day of March 1795. & the paid & Costs. Day of Execution like September Term 1798.

James Ringgold } Be it remembered that on the twenty fifth day of November in
against } the year of our Lord one thousand seven hundred and ninety five,
Thomas Smith jr. } Command was given to the Sheriff of Kent County that he
should take Thomas Smith jr. late of Kent County Gentleman, if he should be found in
his Bailiwick, and him in his Custody should safe keep, so that he might have his body
before the Judges of our General Court, to be held at Easton, in Talbot County, on
the second Tuesday of April then next, to answer unto James Ringgold in a plea of
Trespass on the Case. — And that he the said Sheriff should not fail thereof at his peril
and should have then and there that Writ &c.—

At which said second Tuesday of April seventeen hundred and ninety six being the day for
the return of the aforegoing Writ, comes into Court here the said James Ringgold by
Martin his Attorney, and the Sheriff of the County aforesaid to whom the said Writ was di-
rected likewise comes and makes return thereof to the Court here, thus endorsed, towit. —

Exon. C. Hall Shff. K. County

And the said Thomas Smith jun. being called, appears in Court here by Robert Wright
Esquire his Attorney, and files in Court here a certain Bail piece, and which being
approved of by the Court, is of the Tenor following, towit. —

James Ringgold Plaintiff — You Thomas Smith and William B. Smith do jointly and
Thomas Smith jr. Defendants severally acknowledge yourselves special bail for the said

Thomas Smith late at the suit of the said James Ringgold in an action on the case, brought by the said James Ringgold against the said Thomas Smith late in the General Court. They acknowledge themselves to be content therewith this thirtieth day of March in the year seventeen hundred and ninety six, — before — Phil. Red Asst. Just. Kent County Court —
To the Honourable the Judges of the General Court — } I authorize and appoint Philip Lee my Attorney to
Joseph Williams. —
appear for me in the above Action. — Tho. Smith Junr. —

And the said Thomas Smith junior by his attorney aforesaid prayed the liberty of imparling hereunto until the second Tuesday of September then next. And he hath it. the same day was given to the said James Ringgold there &c— At which said second Tuesday of September seventeen hundred and ninety six, came again into Court the Parties aforesaid by their Attornies aforesaid. And thereupon at the prayer of the said Thomas Smith Junior by his Attorney aforesaid it is ordered by the Court here that the said James Ringgold, declare against him the said Thomas Smith jr. in the plea aforesaid, by the second Tuesday of April then next, the same day was given to the said Thomas Smith jr. there &c— At which said second Tuesday of April seventeen hundred and ninety seven, came again into Court the Parties aforesaid by their Attorneys aforesaid. And the said James Ringgold not having declared against the said Thomas Smith jr. in the plea aforesaid according to the rule aforesaid. The said Thomas Smith jr. by his Attorney aforesaid prayed that the said James Ringgold might further be ruled by the Court to declare against him the said Thomas Smith jr. in the plea aforesaid, by the second Tuesday of September then next. and it was granted unto him; the same day was given to the said Thomas Smith Junior there &c. At which said second Tuesday of September in the year seventeen hundred and ninety seven, came again the parties aforesaid by their said Attorneys; And the said James Ringgold not having declared in the plea aforesaid against him the said Thomas Smith according to the aforegoing rule, the said Thomas Smith jr. by his said Attorney prayed that the said James Ringgold might again be ruled by the Court to declare in the plea aforesaid against him the said Thomas Smith jr. or that Judgment should be rendered upon default thereof. for the said Thomas Smith jr. against him the said James Ringgold in the plea aforesaid. and it was granted unto him the same day was given to the said Thomas Smith jr. there &c.

And now here, at this day, towit, the second Tuesday of April seventeen hundred and ninety eight, comes into Court here the said Thomas Smith late by his Attorney aforesaid by the said James Ringgold thrice solemnly called, comes not, nor does he declare in the plea aforesaid against the said Thomas Smith late nor his Writ aforesaid against the said Thomas Smith puis doth further prosecute. Therefore it is considered by the Court here that the said James Ringgold take nothing by his Writ aforesaid, but be in mercy &c. And that the said Thomas Smith jr. go thereof without day &c. and it is further considered that the aforesaid Thomas Smith late do recover against the said James Ringgold the Quantity of five hundred and twenty pounds of Tobacco for his Costs and Charges by him about his defence in this behalf expended, unto the said Thomas Smith late by the Court here, with his assent adjudged, according to the form of the Statute in such case made and provided, and that the said Thomas Smith jr. have thereof his Execution. Test. James Earle Clerk.

Memorandum. Judgment of Nonpros was rendered in this action on the 16th of April 1798. —