Guilty there of and of this he puts him Selfe upon the Country and the Said Samuel in Like Manner &c — And as to the Residue of the Trespass af[d] [redacted] by him the Said Joseph in the Declaration of him the Said Samuel aforesaid above Supposed to be done the af[d] Joseph saith that the Said Samuel his action af[d] there of against him to have or maintain ought not because he saith that the af[d] Samuel on the Day and year in the Declaration of him the Said Samuel mentioned at the County af[d] with force and arms &c upon him the Said Joseph an Assault did make and him the Said Joseph then and there would have beat wounded and evilly treated had not he the Said Joseph against the Said Samuel then and there quickly Defended him Self whereupon the said Joseph did then and there defend him Self against the said Samuel and so the Said Joseph saith that the Damage if any happened then and there to the Said Samuel was occationed by the Proper assault of him the Said Samuel and for defence of him the Said Joseph and this the Said Joseph is ready to Verify wherefore he prays Judgment if the af[d] Samuel his action af[d] against him to have or maintain ought &c — and the Said Joseph here with Leave of the Court — and according to the form of the Statute in Such case made and Provided further by his attorney defends the force and Injury when &c and says he is not Guilty of the Premises above laid to his Charge as the Said Samuel above against him hath Complained and of this he puts him Self upon the Country &c and the af[d] Samuel in Like manner &c — And the af[d] Samuel Saith that by any thing Pre alledged in the Second Plea of him the Said Joseph he the Said Samuel from having his action af[d] against him the Said Joseph to be precluded ought not because he says that the af[d] Joseph the Day and year af[d] with force and arms and so forth of the [illegible] proper Injury without Such cause as the the Said Joseph hath above alledged upon him the Said Samuel at the County af[d] an Assault did make and him Did beat wound and evilly treat so that of his Life it was Despaired against the peace of the Right Honourable the Lord Propty that now is as he hath against him

Complained

Complained and this he prays may be enquired of by the Country and the af[d] Joseph in Like Manner &c —

Whereupon for trying the Issues af[d] Command is Given to the Sheriff of Ann Arundel County that he cause to Come before the Justices of the — provincial Court at Annapolis the Third Tuesday of May next or before the Justices appointed to take the Assizes in his County if they Shall before that time to wit on Monday the twelfth Day of April next to the County Court House in the Said County Some Twelve Good and Lawful men of his Bailiwick by whom &c who neither &c to Recognize &c Because as well &c — — — —

Afterwards the Process Continued between the parties af[d] in the Plea af[d] by the Jury being put there on in Respite here until the Third Tuesday of may next unless the Justices of his Lordship the Lord Propty to take the Assizes in the Said County assigned on Monday the twelfth Day of April next to the County Court house in the Said County Shall Come —

Afterwards to wit at the Day and Place last above mentioned before the Honble John Brice and John Darnell Esq[rs] two of his Lordships Justices of the Provincial Court assigned to take the Assizes in Ann Arundel County According to the form of the act of Assembly in Such Case lately made &c Provided Comes as well the Said Samuel Ward by Stephen Bordley his attorney as the af[d] Joseph Ward by Daniel Dulany his attorney and the Jurors of that Jury where of mention is before made being called Likewise come to wit Alexander warfield Greenberry Ridgely John merrikin Charles Dorsey Robert Dawes Sori Thos Charles Homewood Ninian Johns John Coats William Roberts Nicholas Norman Joseph Peen and John Burgess who being duly elected tryed and Sworn to say the Truth in the premises upon their Oath do say that the Said Joseph Ward is Guilty of the Premises above laid to his Charge as the Said Samuel above against him hath Complained and the Jurors af[d] upon their oath af[d] further say that the af[d] Joseph on the Day in the Declaration of him the Said Samuel mentioned

With