by his Attorney aforesaid to bring into Court here the body of Samuel Welch whom he ought to have here this day in pursuance of the command of the Writ aforesaid and according to the tenor of his return thereof as aforesaid brings not into Court here the said Samuel Welch but therein doth make default. Whereupon on motion of the said William Merryman by his Attorney it is ruled by the Court here that the said Henry Howard Sheriff of the County aforesaid be amerced the said sum of one hundred pounds Current Money the Damages aforesaid in the Declaration of the said William Merryman in the plea aforesaid and the costs and charges that have accrued or may accrue in case he brings not into Court here the body of the said Samuel Welch on the third Monday of September next and the same day is given to the said William also.

At which said third Monday in September in the year of our Lord one thousand eight hundred and three comes again into the County Court here the said William Merryman by his Attorney aforesaid, and the said Henry Howard Sheriff of the County aforesaid in pursuance of the command of the Writ aforesaid and according to the tenor of his return thereof as aforesaid, and to save the amercement aforesaid brings into Court here the body of the said Samuel Welch, Whereupon it is ordered by the Court here that the rule and amercement aforesaid be discharged and stricken out. And thereupon on motion of the said William Merryman by his Attorney aforesaid it is ruled by the Court here that the said Samuel Welch answer to the declaration aforesaid of the said William Merryman in the plea aforesaid or judgment by the Court here against him in default thereof. And the said Samuel Welch by Arthur Shaaff his Attorney aforesaid defends the force and injury when and so forth, and prays leave of the Court here to imparle until next Court and then to answer to the declaration aforesaid of the said William Merryman in the plea aforesaid, and to him it is granted the same day is given to the said William Merryman also.

At which said next Court, to wit, the third Monday

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of April in the year of our Lord eighteen hundred and four to which said day the said Samuel Welch had leave to imparle and then to answer to the declaration aforesaid of the said William Merryman in the plea aforesaid comes again into the County Court here as well the said William Merryman by his Attorney aforesaid as the said Samuel Welch by his Attorney aforesaid, And the said Samuel Welch by his Attorney aforesaid produces to the Court here the Writ of the State of Maryland of Habeas Corpus cum causa in the words and figures and of the tenor following, to wit.

Maryland Sc. The State of Maryland, To the Chief Justice and Appociate Justices of Ann Arundel County Court and the Sheriff of the said County Greeting. Whereas a certain Samuel Welch late of Ann Arundel County is detained in the prison of the said County under the custody of you the said Sheriff at the suit of a certain William Merryman in a plea of Trespass on the case and so forth, which said plea as it is said still depends before you the said Justices undetermined and the General Court being willing for divers causes that the plea aforesaid undetermined as aforesaid should be heard and determined before the said General Court, Therefore you are hereby commanded to have the body of the said Samuel Welch by whatsoever name or names he may be called in the plea aforesaid together with the cause of his caption and detention and all things thereunto relating before the said General Court to be held at the City of Annapolis on the second Tuesday of May next that the said General Court may further proceed therein as to justice appertains and so forth, 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 General Court the twenty second day of November in the year of our Lord one thousand eight hundred and three.

Issued the 17th day of April 1804. (Ss) John Gwinn Clk

Which said Writ of Habeas Corpus cum causa being by the Court here received and allowed, it is therefore ordered by the Court here, that the record of proceedings

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