either of them shall and do well and truly pay or cause to be paid unto the above named George Rutter or to his certain Attorney, Executors, Administrators or assigns the just and full sum of Three hundred and twenty five pounds Money as aforesaid on or before the first day of May next in the year of our Lord one thousand 1798 without fraud or further delay, then the above obligation to be void and of none effect, otherwise to be and remain in full force and virtue in law.

Sealed and delivered in the presence of . . J. Stokes. } Dbzorjoim barpunt. (Seal)

Which is thus endorsed, towit, Note received September the first 1798 on Jeremiah Chaney sum of £200.0.0. Received as Note upon Saml. McClanahan for the sum of £19.10.0 March 22nd 1799 Received of Abm. Boyer Cash 18th April 1799 the sum of £32.16.8. Received cash by do. the 29th June 1800 sum of £20.12.6. Received cash by the hand of Jacob Everhart the 16th day of Nov. 1799 the sum of £42.0. Recd. of A Boyer three pound by the hand of Jacob Everhart £3.0.0 Received the above accounts in part of the within bond:

Recd. by me. George Rutter.

And on motion of the said George Rutter by his said Attorney it is ruled by the Court here that the said Abraham Boyer answer to the declaration of the said George Rutter in the plea aforesaid otherwise judgment will be rendered against him by default and the said Abraham Boyer by his Attorney aforesaid prays leave of the Court here to imparle until the next Court to be held for the County aforesaid on the first Monday of August next, to answer to the declaration of the said George Rutter in the plea aforesaid and he hath it the same day is given to the said George Rutter &c.

And

And now here at this day, towit, the first Monday of August in the year one thousand eight hundred and three comes again into Court here as well the said George Rutter by his Attorney aforesaid as the said Abraham Boyer by his Attorney aforesaid and on motion of the said Abraham Boyer by his said Attorney it is ruled by the Court here that the said George Rutter give security for the costs of the said Abraham Boyer in the plea aforesaid, thereupon Roger Brooke Taney Esquire present in Court doth undertake and become security for the said George Rutter that in case the said Rutter in the plea aforesaid shall be nonsuit, that then the said George Rutter shall pay the costs and charges of the said Abraham Boyer in the plea aforesaid or that he the said Roger Brooke Taney will do the same for him.

And the said Abraham Boyer by his Attorney aforesaid files in Court a Writ of Habeas Corpus in the following form, towit.

Maryland Sct. The State of Maryland, To the Chief Justice and Associate Justices of Frederick County Court and the Sheriff of the said County, Greeting. Whereas a certain Abraham Boyer is detained in the prison of the said County under the custody of you the said Sheriff at the suit of a certain George Rutter in a plea of debt 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 Abraham Boyer 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

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