Attornies aforesaid Whereupon the said Peter A Karthaus by his said Attornies declares against the said James Owings in the plea aforesaid in form following, to wit,

Baltimore County to wit Whereupon the said Peter by John Purviance Walter Dorsey and William H Winder his Attornies Complains that the said James Owing of the first day of May in the year Eighteen hundred and seven at the County aforesaid took the said one hundred and sixty eight Barrells of Coffee marked J. O. B. and the said six seroons of Indigo marked IN the proper goods of him the said Peter and unjustly detained them against sureties and pledges and wherefore the said Peter saith he is wise and hath sustained damage to the value of fifteen thousand Dollars and thereupon he brings suit &c.

John Purviance } Pltffs Atty. pledges &c. John Doe
Walter Dorsey } Rich.d Roe
Wm H Winder }

And the said James Owings by his Attorney aforesaid defends the force and injury when and wherefore and says that the said Peter A Karthaus has action aforesaid thereof against him the said James Owings to have or maintain ought not because he saith that at the time when the taking of the goods and chattels aforesaid in the declaration aforesaid mentioned is supposed to be the property of the said goods and chattels in the said declaration mentioned was in him the said James Owings and not in him the said Peter A Karthaus as in his said declaration is above supposed and of this he puts himself upon the Country and the said Peter A Karthaus in likemanner &c. Whereupon for trying the Issue aforesaid above joined between the parties aforesaid it is ordered by the Court here that twenty persons from the pannel of Jurors returned to the Court here by the Sheriff of the County aforesaid be drawn by ballot according to the act of Assembly in such Case

made and provided and thereupon the said twenty persons being so drawn by ballot and written upon two lists one of which said lists is delivered to the Counsel for the respective parties and the Counsel for each of the said parties having stricken out four persons from the said lists the remaining twelve persons being called Come that is to say Alexander Fridge Thomas Hillen William Allanation Robert Wilkinson James Bell, John Snyder, Joseph Bounds James P Heath, John Clark, Dennis Howland, Thomas Brown and Vincent Talbot who being Empannelled and sworn to say the truth in the premises upon their oath do say that the property of the goods and Chattels within mentioned at the time when written time of the taking thereof was in him the said James Owings as the said James Owings within by pleading hath alledged. Therefore it is considered by the Court here that the said Peter A Karthaus take nothing by his writ aforesaid but that he be in mercy &c. and that the said James Owings have a return of the said goods and Chattels to be delivered to him forever irreparable &c. And it is also considered by the Court here that the said James Owings recover against the said Peter A Karthaus the sum of forty nine dollars eighty two and two third Cents Current money by the Court here unto the said James Owings on his assent adjudged for his costs and charges by him about his defence in this behalf laid out and expended and that he have thereof his execution &c.

Memorandum Before the Jurors aforesaid withdrew from the Bar of the Court here the said Peter A Karthaus by his Attorney aforesaid tendered to the Court here his Bill of Exceptions which was by the Court here signed and sealed and is in form following to wit

Peter A Karthaus } Replevin
vs }
James Owings }

At the Trial of this cause the plaintiff