on the Defendant in order for speedy trial

At which day here came the aft. John Cox by his attorney aft. and the Sheriff of to wit Nehemiah King sent now here returned that he had taken the aft. Aaron Lynn whose body he ready to answer the aft. John Cox of the aft. Plea as to him it was commanded and further the same Sheriff Returned that he had served the aft. Aaron Lynn with a copy of the aforegoing Declaration according to Act of Assembly in such Case Provided &c

Whereupon the aft. Aaron Lynn present here in Court in his proper Person at the Prayer of the said John Cox is Adjudged to give Special Bail to the Action aft. Whereupon abovetain James Wallace and Matthew Wallace of Somerset County Gent. present herein Court in their proper persons undertook and each of them undertook for the said Aaron Lynn likewise the said Aaron Lynn present here in Court as aft. Assumed upon himself that if it should happen that Judgment in the plea aft. should be rendered for the said John Cox against the aft. Aaron Lynn or that he the said Aaron Lynn should be therein Convict that then he the said Aaron should pay and Satisfy unto the aft. John Cox the Judgment of the Court thereupon or render his body in Execution of Such Judgment to the prison of the Sheriff of the County aft. in Satisfaction thereof or that they and each of them the said James Wallace and Matthew Wallace will do the same for him &c

And the aft. Aaron by William Hayward his attorney comes and defends the force and Injury when &c and Protesting says that the Declaration aft. of the aft. John and the matter in the same Contained are not good and Sufficient in Law for him the said John to have and maintain his Action aft. against the aft. Aaron and that he to that Declaration in manner and form aft. made and Declared hath no need nor by the Law of the Land is in any sort bound or Obliged to Answer Nevertheless the aft. Aaron for Plea saith that he did not Assume upon himself in manner and form as the aft. John above against him hath Complained and of this he puts himself upon the Country &c and the said John in like manner

Thereupon it is Commanded the Sheriff of Somerset County that he should Cause to come before his Lordships Justices at the next Court to be held at Princess Ann Town in and for the County aft. the third Tuesday of November then next following Twelve good Men and Lawfull men of the County aft. / whereof every one hath a freehold in the said County / by whom the Truth of the Premises aft. may be the better known and who neither the aft. John Cox nor the aft. Aaron Lynn touch by any Affinity to Recognize upon their Oath if and upon the Premises aft. because as well the aft. John Cox as the aft. Aaron Lynn have put themselves upon that Jury, And the same day is given to the Parties aft. here &c

(At)

At which day here came as well the aft. John Cox as the aft. Aaron Lynn by their attorneys aft. And here upon the said Aaron Produces here to the Court aft. Justices and Sheriff his Lordships Writ of Habeas Corpus the tenor whereof follow'eth in these words &c

Maryland ss. Frederick absolute Lord and Proprietary of the Province of Maryland and Avalon Lord Baron of Baltimore &c. To the Justices and Sheriff of Somerset County greeting

Whereas abovetain Aaron Lynn late of Somerset County Merchant is detained in the Prison of the said County under the custody of you our said Sheriff at the suit of abovetain John Cox of a plea of Trespass upon the Case and forth which said plea as it is said still depends before you our said Justices undetermined and we being willing for divers causes that the plea aft. undetermined as aft. should be heard and determined before the Justices of our Provincial Court therefore command you that you have the Body of the said Aaron Lynn by whatsoever name he be called in the plea aft. together with the day and cause of his Caption and detainer with all things thereunto relating before the Justices of our Provincial Court to be held at Annapolis the second Tuesday of April next that our said Justices of our Provincial Court may further proceed therein as to Justice Appertains &c Hereof fail not at your Peril and have you then and there this Writ Witness Robert Gordon Esq. one of the Justices of our Provincial Court the 3d day of October in the first year of our Dominion &c Anno Dom. 1751

Issued October 16th. 1751. (William Cumming) Rd Burgess Clk

Allowed ff. Jno Boyd

We the Justices and Sheriff send the Body of the said Aaron Lynn with the Cause of his Caption and detainer with all things thereunto relating as appears by the Record to this Writ Annexed

Somerset County Seal

In Testimony whereof I have hereunto set my hand and affixed the Seal of the County of Somerset this Seventh day of March Anno Domini 1752.

Thomas Hayward Jun. Clk Cur. Com

And now here at this day to wit the said Second Tuesday of April being the 14th day of the same Month Anno Dom. 1752. Comes into his Lordships Provincial Court here as well the aft. John Cox by Jeremiah Chase his attorney as the aft. Aaron Lynn by Daniel Dulany his attorney, and the said Aaron Lynn by his said attorneys defends the force and Injury when &c and Prays leave to Imparle here unto until next Court and he hath it and the same day is given to the Plaintiff also

At which said next Court to wit the 19th Day of September Anno Dom. 1752

(Come)