April Term 1764

Attorneys aforesaid and the said Anthony Holmeard by his Attorney aforesaid prays further Licence thereof to imparle hereuntil the next County Court to be held at Frederick Town in the County aforesaid on the third Tuesday in August next and he hath it and same Day is given the said Richard Stevens here &c At which Day to wit the third Tuesday in August aforesaid come here at the Town aforesaid before the Justices of the Court here as well the said Anthony Holmeard as the said Richard Stevens by their Attorneys aforesaid And the said Anthony Holmeard by his Attorney aforesaid prays further Licence thereof to imparle hereuntil the next County Court to be held at Frederick Town in the County aforesaid on the third Tuesday in November next and he hath it and same Day is given the said Richard Stevens here &c At which Day to wit the third Tuesday in November aforesaid come here at the Town aforesaid before the Justices of the Court here as well the said Anthony Holmeard as the said Richard Stevens by their Attorneys aforesaid and the said Anthony Holmeard by his Attorney aforesaid prays further Licence thereof to imparle hereuntil the next County Court to be held at Frederick Town in the County aforesaid on the third Tuesday in March next and he hath it and same Day is given the said Richard Stevens here &c At which Day to wit the third Tuesday in March aforesaid come here at the Town aforesaid before the Justices of the Court here as well the said Anthony Holmeard as the said Richard Stevens by their Attorneys aforesaid And the said Anthony Holmeard by his Attorney aforesaid produces to the Court here the following Habeas Corpus to wit

Maryland ss. Frederick Absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltimore &c To the Justices and Sheriff of Frederick County Greeting whereas a Certain Anthony Holmeard late of Frederick County is detained in the Prison of our said County under the Custody of you our said Sheriff at the Suit of a certain Richard Stevens of a plea of Trespass upon the Case 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 aforesaid undetermined as aforesaid shall be heard and determined before the Justices of our Provincial Court therefore we command you that you have the Body of the said Anthony Holmeard by whatsoever Name he be called in the plea aforesaid together with the Day and Cause of his Caption and detainer and 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 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 John Brice Esquire Chief Justice of our Provincial Court the 6th Day of October in the 12th Year of our Dominion and so forth and in the Year of our Lord seventeen hundred and sixty two

Issued the 12th Day of March 1763 (Jno. Hall) Reverdy Ghiselin Clk

(Allowed) Jno. Brice

(Jn)

April Term 1764

In Testimony that the aforegoing is a true Copy taken from the Records of Frederick County Court I have hereunto set my Hand and Affixed the Publick Seal of said County this 31st Day of March Annoque Domini 1763 John Darnall Clerk

And now here at this Day to wit the said 12th Day of April Anno Domini 1763 come into his Lordships Provincial Court here as well the said Richard Stevens by his Attorney aforesaid as the said Anthony Holmeard by John Hall his Attorney and the said Anthony Holmeard by his said Attorney defends the force and Injury when and so forth and prays leave to imparle hereunto until next Court and he hath it the same Day is given to the Plaintiff also

At which said next Court to wit the 13th Day of September Anno Domini 1763 come again the said Parties Plaintiff and Defendant by their Attorneys aforesaid and the said Defendant by his said Attorney prays further leave to imparle hereunto until next Court and he hath it the same Day is given to the Plaintiff also

At which said next Court to wit the 10th Day of April Anno Domini 1764 Comes again as well the said Richard Stevens by his Attorney aforesaid as the said Anthony Holmeard by his Attorney aforesaid And the said Anthony Holmeard by his said Attorney as before defends the force and Injury when and so forth and saith that he did not Assume upon himself in manner and form as the aforesaid Richard above against him hath declared and of this he puts himself upon the Country and so forth And the aforesaid Richard in like manner and so forth Nevertheless the said Anthony Holmeard by his Attorney aforesaid Relinquishes the Averment aforesaid above by him pleaded and says that he cannot deny the Action aforesaid of the said Richard Stevens so as aforesaid against him brought nor but that he did Assume upon himself in manner and form as the said Richard Stevens above against him hath declared

Therefore it is Considered by the Justices here that the said Richard Stevens recover against the said Anthony Holmeard the Sum of Twenty four Pounds fourteen Shillings and four pence half penny Currency his Damages aforesaid as also the Sum of

667 1/2 lbs Tobacco by the Court here

unto the said Richard Stevens on his Assent Adjudged for his Costs and Charges by him about his Suit in this behalf laid out and exponded And the said Defendant in Mercy &c

Mem. the Plaintiff agrees to stay Execution on the above Judgment until the first Day of June next and Agrees to take Dollars at 7/ each in Discharge of the Damages

Test Reverdy Ghiselin Clk