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saith that he is not thereof guilty and of this he puts himself upon the Country and the
aforesaid Balser in like manner and so forth And as to the residue of the trespass of the
trespass by him the said Henry in the Declaration aforesaid above supposed to be done
the aforesaid Henry saith that the aforesaid Balser his action aforesaid thereof
against him to have or maintain ought not be cause he saith that the aforesaid
Balser on the Day and Year in the Declaration of him the said Balser
specified at Baltimore County aforesaid with force and arms and so forth upon him
the said Henry an Assault did make and him the said Henry then & there would
have beaten wounded and evilly treated had not the said Henry himself against
the said Balser then & there Speedily defended and so the said Henry saith the da=
=mage and loss if any then & there happened to the said Balser was from the
proper Assault of him the said Balser and in defence of him the said Henry
and this he is ready to verify and so forth Wherefore he prays judgment of the
aforesaid Balser his Action aforesaid thereof against him to have or maintain
ought and so forth And as to the second plea of the aforesaid Henry above
pleaded the said Balser saith that he by anything in the same plea alledged
from having his Action aforesaid to be precluded ought not because he
saith that the aforesaid Henry on the Day and Year aforesaid in the Declara=
=tion aforesaid of him the said Balser above mentioned with force and
arms and so forth of his own proper injury without such cause as the same
Henry above in pleading hath alledged in and upon the aforesaid Balser an
Assault did make and him did beat wound and evilly treat in manner and form as
he the aforesaid Balser above against him hath complained and this he prays
may be enquired of by the Country and so forth and the aforesaid Henry in
like manner and so forth Whereupon this cause standing ready for trial for
Especial causes to the Court now here shewn it is ordered by the same Court
by consent of Parties that the same be continued untill next Court and the same
Day is given to the Parties also At which said next Court to wit the eighth
Day of April Anno Domini 1766 come again as well the said Balser Myers
by his Attorney aforesaid as the said Henry Stephenson by his Attorney aforesaid
Whereupon for trying the Issues aforesaid Command is given to the Sheriff of
Baltimore County that he cause to come before the Justices of the
Provincial Court at Annapolis the third Tuesday of October next or
before the Justices Appointed to take the Assizes in his County if they
shall before that time to wit on Tuesday the Second Day of September
next to the County Court House in the said County come twelve Good
and lawful men of his Bailiwick by whom &c who neither &c to
recognize &c because as well &c Afterwards the Process continues

(between)

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between the Parties aforesaid in the plea aforesaid by the Jury being put thereon in
respite here until the third Tuesday in October next unless the Justices of his Lordship
the Lord Proprietary to take the Assizes in the said County Assigned on Tuesday the
Second Day of September next to the County Court House in the said County shall come
And now here at this Day to wit the 21st Day of October Anno Domini 1766
Comes again into his Lordships Provincial Court here as well the said Balser Myers
by his Attorney aforesaid as the said Henry Stephenson by his Attorney aforesaid but
the sheriff hath not sent his writ Nevertheless the aforesaid Henry Stephenson by his
Attorney aforesaid relinquishing the Averments above by him pretended says that he
cannot gainsay the Action aforesaid of the aforesaid Balser Myers against him
brought nor but that he is guilty of the trespass — Assault and Battery aforesaid in the
Declaration aforesaid Mentioned and that the said Balser Myers hath sustained
Damage by Occasion of the Premises besides his costs and Charges to one Penny current
Money Therefore it is Considered by the Justices here that the said Balser Myers recover
against the said Henry Stephenson as well the sum of One Penny Current Money his
Damages aforesaid in form aforesaid Confessed as the sum of
Pounds of Tobacco by the Court hereunto him on his Assent adjudged for his Costs
and Charges by him about his suit in that behalf laid out and expended &c
And the said Defendant in mercy &c

ll Tobo 1210

Test Reverdy Ghiselin Clk

T.C. Robert Johnson
against
J.R. Robert Wade Junior

Maryland ss. Command was given to the Sheriff of Prince Georges County that he should take Robert Wade Junior late of Prince Georges County Planter If he should be found in his Bailiwick and him safe keep so that he might have his Body before the Justices of his Lordships Provincial Court to be held at the City of Annapolis the Second Tuesday of September then next to answer unto Robert Johnson of a plea where=
=fore with force and arms and so forth he the said Robert Wade Junior upon him the said Robert Johnson at Prince Georges County an Assault did make and him the said Robert Johnson did then & there beat wound and Evilly treat so that of his life it was greatly despaired and other harms to him the said Robert Johnson there did to the great Damage of the said Robert Johnson and against the peace of the right Honourable the Lord Proprietary that then was his Good rule and Government and so forth And that thereof he the said Sheriff was not to fail at his Peril and should have then & there the same writ &c At which said Second Tuesday of September to wit the 10th Day of the same Month Anno Domini 1765 being the Day of the return of the aforegoing writ the sheriff of Prince Georges County to whom the same was directed makes return thereof to the Court here thus Endorsed to wit

Cepi G Scott Sher.