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Rule 14 In all cases where declarations are sent with the Writs, or filed within the first three days of the Term which they are returnable, the rule day to plead shall be the first Monday of May September and January next following the Term to which the Writs were returned served, and in all cases where the declarations are not filed as aforesaid, the rule day for filing the declaration in said cause shall also be on the first Monday of May September and January next following the Terms to which the Writs were returned served, and the rule day to plead to declarations filed as last aforesaid shall be the first Monday of June and the first Monday of October and February, And the rule day for each subsequent pleading shall be the 15th day after the filing of the replication &c And if the time for pleading replying &c shall extend to the Term of the Court next succeeding then the Court may fix a shorter period to reply upon or otherwise instanter as to bring the case to trial.

Rule 15 If a declaration shall have been filed and a copy thereof served on the defendant with a writ the Clerk shall immediately after appearance enter a rule requiring the defendant to plead to said declaration by the rule day to plead thereto and no further notice of such rule will be required. If a copy of the declaration shall not have been served on the defendant with the writ then after filing the declaration, and the appearance of the defendant the plaintiff may enter a rule requiring the defendant to plead by the rule day to plead thereto.

Rule 16 It shall be the duty of the Clerk in all cases in which declarations are not served on the defendant with the Writ but shall be afterwards filed to make out and deliver to the defendants Attorney when an attorney enters an appearance for him a copy of the declaration that may be filed at least 10 days before the rule day to plead thereto, and thereupon the said Clerk shall enter a rule requiring the defendant to plead thereto, and in case where a sufficient appearance also is entered upon filing the declaration the Clerk shall enter a rule to plead thereto by the regular rule day and in such last mentioned case the Clerk should make out a copy of such declaration to be delivered when called for.

Rule 17 The general issue pleas of Non assumpsit, nil debet payment nul tiel Record nil dicit non est factum general performance non est fregit contentement and plea administration and general demurrer when such pleadings are applicable may be entered short on the Docket; All other pleadings must be formally drawn up, unless otherwise agreed to.

Rule 18 Pleas to the jurisdiction in abatement and of limitation and special demurrer must be pleaded by the regular day unless the time for pleading shall have been previously extended by the Court, or unless the Clerk shall fail to make out and deliver a copy of the declaration according to rules, and then shall be the duty of the Clerk within 10 days after the rule days for filing declarations, to make out a copy of each declaration and send the same to the opposite Attorney when there is an appearance by Attorney, and within five days after the rule days for filing pleas and all other subsequent pleadings the Clerk shall make out a copy of such plea or other pleadings and send the same to the opposite Attorney if there is one entered and whenever a declaration plea or other pleading shall be filed after the regular rule day the Clerk shall immediately or as soon thereafter as practicable, not exceeding five days make out a copy thereof, and send the same to the opposite Attorney, when no appearance by Attorney

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is entered upon such pleading being filed the Clerk shall lay a rule to reply thereto on the opposite party, and shall make out a copy for the opposite party to be delivered as in cases of declaration.

Rule 14 Ordered that Rule 14 of the Circuit Court for Washington County be modified and changed so as to read as follows,

"In all cases where declarations are sent with the Writs, or filed within the three first days of the Term to which they are returnable the rule day to plead shall be the first Monday of June October and February next following the Term to which the Writs were returned served, and in all cases where the declarations are not filed as aforesaid the rule day for filing the declaration in said cases shall also be on the first Monday of June October and February next following the Terms to which the Writs were returned served, and the rule day to plead to declarations filed as last aforesaid shall be the first Monday of June November and March And the rule day for each subsequent pleading shall be the 15th day after the filing of the replication &c And if the time for pleading replying &c shall extend to the Term of the Court next succeeding then the Court may fix a shorter period to reply upon or otherwise and may require the parties to reply upon or otherwise instanter so as to bring the case to trial.

Thomas Perry

May 22nd 1857

That the said plea was not filed by the rule day but was only filed this 22nd day of July 1859 the second day of the term of Court, 2d Because such a plea as the said second plea cannot be filed in connection and with pleas in bar, 3d Because the said second plea is not in proper and legal form as a plea in abatement; 4th Because the matters and things stated and set forth in the said second plea constitute and make no sufficient defence to this cause or action; 5th Because the matters and things stated and set forth in the said second plea constitute and make no bar to this cause or action 6th And for many other sufficient reasons and causes &c.

R H Alley and George Schley for Pltff.

Cyrus Haston
vs
James B Dillo
and Tenants

In Circuit Court for Washington County
July Term 1859

The plaintiff comes into Court here by his attorney and moves the Court here that the said defendants tenants their plea and the series of pleas filed by them on the 22nd of July and to not received by the Court and that the said third plea be stricken out and taken off the files of this Court,

R H Alley and George Schley attys for Pltff.

Which said motions being by the Court here fully understood and considered and mature deliberation thereupon had the same are sustained and the second and third pleas so as aforesaid by the defendants filed are set aside, And thereupon the defendant aforesaid by their attorney aforesaid moves the Court here for leave to amend their aforesaid second plea, which said motion is by the Court here overruled, And thereupon the plaintiff aforesaid by his attorneys aforesaid files in Court here the following replication;