the force and injury when and so forth and prays an hearing of the Writing Obligatory aforesaid and the condition thereof and he hath them which being read and heard the aforesaid Daniel saith that the aforesaid Thomas and John their Action aforesaid thereof against him to have or maintain ought not because he saith that he the said Daniel before the impetration of the original Writ of them the said Thomas and John in this cause impetrated paid to the aforesaid Thomas and John the aforesaid sum of eight hundred and forty pounds Current Money in the same condition above mentioned with legal Interest on the same which to them he ought to have paid according to the form and effect of the aforegoing Condition to wit at Baltimore County aforesaid and this he is ready to verify wherefore he prays Judgment if the aforesaid Thomas and John their Action aforesaid against him the said Daniel to have or maintain ought and so forth.

And the said Thomas and John Cockey say that they by anything by the said Daniel Bowley above in pleading alledged from having or maintaining their Action aforesaid against him ought not to be precluded because they say that the aforesaid Daniel Bowley hath not paid unto them the said Thomas and John the aforesaid sum of Money in the Condition aforesaid mentioned with the Interest thereon in such manner and form as the said Daniel Bowley above by pleading hath alledged and of this they pray may be inquired of by the Country and the said Daniel Bowley in like manner &c. Whereupon this cause standing ready for Trial command is given to the Sheriff of Ann Arundel County that he cause to come before the Judges of our General Court here on the second tuesday of October next twelve &c. by whom &c. and who neither &c. to recognize &c. because as well &c. the same day is given to the said parties then and there &c.

At which said second tuesday of October being the thirteenth day of the same Month Anno Domini seventeen hundred and eighty nine comes again as well the said Thomas Cockey and John Cockey by their Attorney aforesaid as the said Daniel Bowley by his Attorney aforesaid Nevertheless the said Daniel Bowley by his Attorney aforesaid relinquishing the averment by him pretended says that he cannot deny the Action aforesaid of the aforesaid Thomas Cockey and John Cockey so as aforesaid against him brought nor but that he owes to them the aforesaid sum of Eight hundred and forty pounds in such manner and form as they have above declared against him. Therefore it is considered by the Judges here that the said Thomas Cockey and John Cockey recover against the said Daniel

Bowley.

Bowley as well the sum of Eight hundred and forty pounds current Money their debt aforesaid in form aforesaid confessed as Also the sum of Five hundred and sixty six pounds of tobacco by the Court here unto the said Thomas Cockey and John Cockey on their assent adjudged as well for their damages sustained by reason of the detention of that debt as for their costs and charges by them about their suit in this behalf laid out and expended and the said defendant in mercy &c.

Memorandum the plaintiff agrees to release the penalty on payment of the principal Interest and costs of suit and agree to stay Execution to the first day of January next.

Test. John Gwinn Clk

John Eager Howard
against
Elisha Tyson

Be it Remembered that heretofore to wit on the Eleventh day of September seventeen hundred and eighty eight the defendant by David McMechen his Attorney sued out of our General Court here the State of Maryland's Writ of Habeas Corpus directed to the Justices and Sheriff of Baltimore County in the words and figures following to wit:

The State of Maryland &c. To the Justices and Sheriff of Baltimore County Greeting, Whereas a certain Elisha Tyson late of Baltimore County is detained in the prison of our said County under the Custody of you our said Sheriff at the suit of a certain John Eager Howard of a plea of Covenant and so 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 aforesaid undetermined as aforesaid should be heard and determined before the Judges of our General Court therefore we command you that you have the body of the said Elisha Tyson by whatsoever name or names he may be called in the plea aforesaid together with the cause of his caption and detainer and all things thereunto relating before the Judges of our General Court to be held at the City of Annapolis the second tuesday of October next that the Judges of our said General Court 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 the Honourable Robert Hanson Harrison Esquire Chief Judge of our said Court this 12th day of June Anno Domini 1788.

Issued the 11th day of Sept. Anno Domini 1788. John Gwinn Clk

D. McMechen.

At which said second tuesday of October being the fourteenth day of the same Month Anno Domini seventeen hundred and eighty eight and the day of the return of the aforegoing Writ the Justices and Sheriff of Baltimore County to whom the same Writ was made and directed in pursuance thereof transmitted to the Judges of our General Court here the following

Record,