Record towit. Baltimore County towit. At a County Court of the State of Maryland held in the Court House in Baltimore Town in and for the County aforesaid on the first day of September in the Year of our Lord one thousand seven hundred and eighty eight.

Present.

George G. Presbury — Thomas Elliott — Edmund Stansbury
Isaac Orrsibber — Thomas Todd — Thomas Bailey
Jeremiah Johnson — Lyde Goodwin — and
William Russell — John E. Howard — James Baker

Gentlemen Justices.

Philip Graybell Esquire Sheriff. William Gibson Clk

Among other were the following proceedings towit.

John Eager Howard
a
Elisha Tyson

Be it Remembered that heretofore on the fifteenth day of May in the year of our Lord One thousand seven hundred and eighty seven the State of Marylands Writ of Capias ad respondendum issued to the Sheriff of Baltimore County in the Words and figures following viz: State of Maryland To the Sheriff of Baltimore County Greeting We Command you that you take Elisha Tyson late of Baltimore County if he shall be found in your bailiwick and that him so taken you safe keep so that you have his body before the Justices of Baltimore County Court at the Court House in the same County on the Monday before the first tuesday in August next to answer unto John Eager Howard of a plea that he keep and perform to him the Covenants between them made according to the force form and effect of certain Articles of Agreement thereof made between them the said John and Elisha and so forth. hereof fail not at your peril and have you then and there this Writ Witness John Moale Gentleman Presiding Justice of our said Court the second day of April in the year of our Lord seventeen hundred and eighty seven.

W. Gibson Clk

H. R. Issued the 15th day of May 1787.

At which said Monday before the first tuesday in August One thousand seven hundred and eighty seven cometh the said John Eager Howard by Henry Ridgely his Attorney and now here also cometh the Sheriff of Baltimore County to whom the aforesaid Writ was directed towit Philip Graybell Gentleman who maketh return thereof to the Court now here thus endorsed. Cepi Philip Graybell Shff

And now here also cometh the said Elisha Tyson by David McMechen his Attorney and a certain William Jefferies now here also cometh into Court in his proper person and undertakes and

becomes pledge and bail for the said Elisha Tyson that if it shall happen that the said Elisha Tyson at the suit of the said John Eager Howard in the plea aforesaid shall be convicted that then the said William Jefferies doth grant that all such damages costs and charges which to the said John Eager Howard in this part shall be adjudged of his Lands and Chattles shall be made to and for the use of the said John Eager Howard to be levied if it shall happen that the said Elisha Tyson the damages costs and charges aforesaid to the said John Eager Howard shall not pay or his body to the Prison and Custody of the Sheriff of Baltimore County aforesaid on that occasion render.

And the said Elisha Tyson by his said Attorney comes and defends the force and injury when and so forth and prays leave to imparle here until the Monday before the first tuesday in November next and he hath it and the same day is given to the said John Eager Howard and so forth.

At which said Monday before the first tuesday in November cometh again the parties aforesaid by their Attorneys aforesaid and the said Elisha Tyson by his said Attorney prays further leave to imparle here until the first day of April next and he hath it and the same day is given to the said John Eager Howard and so forth.

At which said first day of April cometh again the parties aforesaid by their Attornies aforesaid and the said Elisha Tyson by his said Attorney prays further leave to imparle here until the first day of September next and he hath it and the same day is given to the said John Eager Howard and so forth.

And now here at this day Court the said first day of September in the year of our Lord one thousand seven hundred and eighty eight cometh again the parties aforesaid by their Attornies aforesaid and the said Elisha Tyson by his said Attorney produces to the Court here the State of Marylands Writ of Habeas Corpus closed in the Words and figures following viz:

The State of Maryland Sct 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 detention and all things thereunto relating before the Judges of our General Court to be held at the City of

Annapolis.