Eighty five.

The Condition of the above obligation is such that if the above bound Horatio Bett his heirs Executors, administrators do pay or cause to be paid unto the said Abraham Rutledge his certain attorney heirs executors administrators or assigns the just and full sum of forty five pounds Current money on demand with legal Interest then this obligation to be void and of no Effect otherwise to remain in full force and virtue in Law.

Signed Sealed & Delivered
In presence of
Geo: Fitzhugh } Horatio Bett (Seal)

And the said Horatio Bett by his said attorney prays further leave to Imparle here untill the first day of September next and he hath it and the same day is given to the said Abraham Rutledge and soforth.

And now here at this day to wit 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 attorneys aforesaid and the said Horatio Bett by Robert Smith his attorney comes and defends the force and injury when and soforth and prays oyer of the writing obligatory and to him it is read in these words to wit and soforth he likewise prays Oyer of the Condition of the same writing and to him it is read in these words to wit and soforth, which being read and heard the said Horatio says that the said Abraham ought not to have or maintain his action aforesaid thereof against him because he says that after the said fifth day of February in the year seventeen hundred and Eighty five and before the day of Issuing the original writ of him the said Abraham to wit, on the nineteenth day of December in the year seventeen hundred and Eighty seven he the said Horatio paid to the said Abraham the said sum of ninety pounds in the Condition aforesaid mentioned and all the Interest therefor then due according to the form and effect of the Condition aforesaid to wit at Baltimore County aforesaid and this he is ready to verify wherefore he prays

Judgment

Judgment if the said Abraham ought to have or maintain his action aforesaid thereof against him and soforth.

Robert Smith for Defendant.

And the said Horatio Bett by his said Attorney produces to the Court now here the State of Marylands writ of Habeas Corpus Closed in the words and figures following viz.

"The State of Maryland ss. To the Justices and sheriff of Baltimore County Greeting. Whereas Horatio Bett 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 Abraham Rutledge Junior in a plea of Debt and soforth, which said plea still remains before you our said Justices undetermined as aforesaid should be heard and determined before the Judges of our General Court do therefore Command you that you have the body of the said Horatio Bett 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 Judges of our General Court to be held at the City of Annapolis on the second Tuesday of October next that our said Judges being rightly informed of the Truth of the premises may further proceed therein as to Justice appertains and soforth. Witness Robert Hanson Harrison Esquire Chief Judge of our said Court the 12th day of June Anno Domini 1788.

Issued the 3d day of September 1788. Jno. Gwinn Clk.

R Smith

Whereupon the proceedings aforesaid are ordered to be transmitted accordingly

In Testimoney whereof I have hereto set my hand and affixed the seal of my office this twenty fifth day of September in the year of our Lord one thousand seven hundred and Eighty eight.

Seal of Balt. Coty Ct.

Wm. Gibson Clk. of Balt. County.

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 aforesaid writ of Habeas Corpus comes into our General Court here as well the

aforesaid