November in the year seventeen hundred and ninety one, command was given to the Sheriff of Frederick County that he should take George Schnertzell late of Frederick County merchant if he should be found in his bailiwick and him safe keep so that he have his body before the Justices of the next County Court to be held at the Court House in Frederick Town in and for said County on the third Monday November then instant to answer unto John and Joseph Swan in a plea that he render unto them the sum of sixty one Pounds five shillings and one penny current money which to them he owed and from them unjustly detained and Soforth And that thereof he the said Sheriff should not fail at his Peril and that he should have there then that writ and Soforth –

At which said third Monday of November being the twenty first day of the same month seventeen hundred and ninety one and the day of the return of the aforegoing recited writ come the said John and Joseph Swan by Arthur Shaaf their attorney and the Sheriff of Frederick County to whom the same writ was directed also comes and makes return thereof to the Court thus endorsed, to wit. Cepi P. Manty Shff" and the said John and Joseph Swan declare against the said George Schnertzell in the plea aforesaid as follows, to wit, Frederick County, to wit George Schnertzell late of Frederick County otherwise called Geo. Schnertzel was summoned to answer unto John and Joseph Swan in a plea that he render unto them the sum of sixty one pounds five shillings and one penny current money which to them he owes and from them unjustly detains and Soforth. And whereupon the said John and Joseph Swan by Arthur Shaaf their attorney says that whereas the said George Schnertzel on the twentieth day of September in the year of our Lord one thousand seven hundred and ninety at the County aforesaid did by his certain bill obligatory promise to pay unto Messrs. John and Joseph Swan the sum of sixty one Pounds five shillings and one penny current money upon the twenty day of December then next. Nevertheless the aforesaid George Schnertzel although often thereunto requested that is to say on the tenth day of May one thousand seven hundred and ninety one and often afterwards at the County aforesaid has not paid the said sum of money or any part thereof to them the said John and Joseph Swan but has hitherto altogether refused and still doth refuse to pay the same wherefore they say they are injured and have damage

to



to the value of one hundred pounds current money and therefore bring suit and soforth and bring here into Court the writing obligatory aforesaid whose date is the day and year first above mentioned.

Pledges and Soforth } John Doe and Richard Roe

Whereupon the said George Schnertzel being called appears and at the prayer of the Plaintiffs by their attorney aforesaid the said George Schnertzel is adjudged to give special bail to the action aforesaid thereupon Samuel Skinner Thomas of Frederick County farmer present in Court doth undertake and become pledge and bail for the said George Schnertzel that if it shall happen that the said George Schnertzel in the plea aforesaid shall be convicted then the same Samuel Skinner, Thomas doth grant as well the debt aforesaid as all such Damages costs and charges which to the aforesaid John and Joseph Swan in that part shall be adjudged of his Lands and chattels to be made and to and for the use of the said John and Joseph Swan to be levied if the said George Schnertzel the debt and Damages costs and charges aforesaid to the said John and Joseph Swan shall not pay and satisfy or himself to the prison and custody of the Sheriff of Frederick County on that occasion render. And the said George Schnertzell by Baker Johnson his attorney comes and defends the force and injury when and Soforth and prays leave to imparle hereunto until the next Court and he hath it the same day is given to the Plaintiff also –

And now here at this day to wit, the fourth Monday and twenty sixth day of March seventeen hundred and ninety two, comes here again as well the said John and Joseph Swan by their attorney aforesaid as the said George Schnertzel by his attorney aforesaid and the said George Schnertzel by his attorney (as before, defends the force and injury when and soforth and produces to the Court the following, writ of Habeas Corpus, to wit The State of Maryland, &c. To the Justices and Sheriff of Frederick County, Greeting. whereas a certain George Schnertzell is detained in the prison of our said County, under the custody of you, our said Sheriff, at the suit of a certain John and Joseph Swan of a plea of Debt and Soforth; 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