command you that you have the body of the said George Schnertzell 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 the second Tuesday of May next, that the Judges of our said General Court may further proceed therein, as to Justice appertains, and soforth. Sheriff fail not at your Peril, and have you then and there this Writ. Witness the honourable Samuel Chase, Esquire, Chief Judge of our said Court, the 4th day of February Anno Domini 1792. (B.I.

Issued the 24th day of February Anno Domini 1792. Jno. Gwinn Clk.

Which being read and heard is allowed and it is ordered by the Court that the Record of the proceedings in the action aforesaid be transmitted accordingly. Test. William Ritchie Clerk.

(Seal of Frederick County Court)

In Testimony that the aforegoing is a true Copy of the Record and Proceedings in the action aforesaid I have hereunto subscribed my name and affixed the public seal of said Court. William Ritchie Clerk.

And now comes into the General Court here as well the said John and Joseph Swan by Arthur Shaaff their attorney, as the said George Schnertzel by Baker Johnson his attorney aforesaid: and the said John and Joseph Swan by their attorney aforesaid files in Court here the Bill obligatory mentioned in the declaration aforesaid, in manner and form, and of the tenor following viz

I Promise to pay unto Messrs. John and Joseph Swan or order on or upon the twenty day of December next the sum of sixty one Pounds five shillings and one penny current money for value of them received In Witness whereof I have hereunto set my hand and affixed my seal this 25th day of September 1790.

Witness. J. Douglass Geo. Schnertzel (Seal)

And thereupon, on motion of the said John and Joseph Swan by their attorney aforesaid, it is ruled by the Court here, that the said George Schnertzel answer to the declaration aforesaid of the said John and Joseph Swan in the plea aforesaid, or Judgment by the Court here will be entered against him in default thereof: and the said George Schnertzel by his attorney aforesaid, defends the force and injury, when and soforth, and prays leave of the Court here to imparle unto the second Tuesday of October next, and then to answer to the declaration aforesaid of the said John and Joseph Swan in the plea aforesaid, and to him it is granted: the same day

day is given to the said John and Joseph Swan also:

At which said second Tuesday of October being the ninth day of the said month, in the year of our Lord one thousand seven hundred and ninety two, to which said day the said George Schnertzell had leave to imparle and then to answer to the declaration aforesaid of the said John and Joseph Swan in the plea aforesaid, comes again into the General Court here, as well the said John and Joseph Swan by their attorney aforesaid, as the said George Schnertzel by his attorney aforesaid: and the George Schnertzell by his attorney aforesaid as before defends the force and injury, when and soforth. and saith that the aforesaid John and Joseph ought not to have their action because he saith that he paid to the aforesaid John and Joseph upon the aforesaid twenty day of December the aforesaid sum of sixty one Pounds five shillings and one penny which he on the same day ought to have paid according to the form and effect of the aforesaid note, to wit, at Frederick County aforesaid. and this he is ready to verify. Wherefore he prays Judgment whether the aforesaid John and Joseph ought to have their action thereof against him and Soforth. And the said John and Joseph by their attorney aforesaid saith that he by any thing by the said George Schnertzel above in pleading alleged from having and maintaining their action aforesaid against him ought not to be precluded because they say that the said George did not pay unto them the said John and Joseph the aforesaid mentioned sum of money, in manner and form as the said George above by pleading hath alleged and this he prays may be enquired of by the Country, and the said George in like manner and soforth. Therefore let a Jury thereupon appear before the Court here on the second Tuesday of May next, by whom, and soforth. and who neither, and soforth. to recognize, and Soforth. because as well and soforth. the same day is given to the said Parties there and there, and soforth.

And now at this day, to wit, the said second Tuesday of May being the fourteenth day of the said month, in the year of our Lord one thousand seven hundred and ninety three, comes again into the General Court here, 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 aforesaid, relinquishing the averment aforesaid above by him pretended, says, that he cannot deny the action aforesaid of the said John and Joseph Swan so as aforesaid against him