day of the same Month in the Year of our Lord One thousand Seven hundred and ninety three and the day of the return of the aforegoing Writ, comes into the General Court here, the aforesaid Philip Richard Fendall by his Attorney aforesaid; and the Sheriff of Anne Arundel County to wit, William Goldsmith Gentleman to whom the said aforegoing writ was in form aforesaid directed likewise comes and makes return thereof to the Court here thus indorsed, to wit,

Cepi, Copy left 9th April 1793. William Goldsmith, Shff.

And the said John Stewart by William Pinkney his Attorney aforesaid defends the force and injury when and so forth, and prays leave of the Court here to imparle until the second Tuesday of October next, and he hath it the same day is given to the said Philip Richard Fendall then and there and so forth.

And the said John Stewart by his Attorney aforesaid appears in Court here, and thereupon on motion of the said Philip R Fendall by his Attorney aforesaid, It is ruled by the Court here, that the said John Stewart give special Bail to the Action aforesaid in the plea aforesaid, whereupon a certain Joseph Clarke of Anne Arundel County, present here in Court in his proper person with the consent of the said Philip Richard Fendall undertakes for the said John Stewart that in case the said Philip Richard Fendall shall recover Judgment against the said John Stewart in the plea aforesaid; or that the said John Stewart shall be legally convict therein, that then the said John Stewart shall pay the Condemnation of the Court thereon or render his body to the Custody of the Sheriff of Anne Arundel County in Satisfaction thereof, or that he the said Joseph Clarke will do the same for him.

And the said John Stewart as before defends the force and injury when and so forth, and saith that the aforesaid Philip Richard Fendall his action aforesaid against him to have or maintain ought not and so forth because he saith that he the said John Stewart did pay unto the aforesaid Philip R Fendall the said sum of Money in the Conditions of the said writing Obligatory mentioned with legal Interest thereon according to

according to the form and effect of the said Writing Obligatory and this he is ready to verify, wherefore he prays Judgment if the aforesaid Philip Richard Fendall his action aforesaid against him to have or maintain ought and so forth.

And the aforesaid Philip Richard Fendall by his Attorney aforesaid saith that he by any thing by the said John Stewart above in pleading alledged from having or maintaining his action aforesaid against him ought not to be precluded, because he saith that the said John Stewart did not pay unto him the aforesaid Philip Richard Fendall the aforesaid sum of Money in the Condition aforesaid mentioned with the Interest thereon in such manner and form as the said John Stewart above by pleading hath alledged, and this he prays may be enquired of by the Country, and the said John Stewart in like manner and so forth.

Therefore let a Jury thereon appear before the Court here on the second Tuesday of May next, 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.

And thereupon on motion of the aforesaid Philip R Fendall by his Attorney aforesaid, It is ruled by the Court here that the aforesaid John Stewart answer to the declaration aforesaid of the aforesaid Philip R Fendall in the plea aforesaid, or Judgment by the Court here will be entered against him in default thereof, and the said John Stewart by his Attorney aforesaid defends the force and injury when and so forth and prays leave of the Court here to imparle until the second Tuesday of May next, and then to answer unto the declaration aforesaid of the aforesaid Philip R Fendall in the plea aforesaid and to him it is granted; the same day is given to the aforesaid Philip R Fendall also.

And now at this day to wit, the said second Tuesday of May being the thirteenth day of the same Month in the Year of our Lord One thousand seven hundred and ninety four comes again into the General Court here as well the said Philip R Fendall by his Attorney aforesaid as the said John Stewart by his Attorney aforesaid, And the said John Stewart by his Attorney aforesaid relinquishing the avrement aforesaid