May Term 1795.

Anthony Reintzel & George Reintzel. against Joseph Neale.

Be it remembered, that heretofore, to wit, on the sixth day of August in the year of our Lord One thousand seven hundred and ninety three; Joseph Neale by Thomas Dewhersto Merrick his attorney prosecuted and sued forth out of the General Court here the writ of the State of Maryland of Habeas Corpus cum causa directed to the Justices and Sheriff of Saint Mary's County in form following to wit.

The State of Maryland, &c. To the Justices and Sheriff of Saint Mary's County Greeting. Whereas a certain Joseph Neale late of Saint Mary's County is detained in the prison of our said County, under the custody of you, our said Sheriff, at the Suit of a certain Anthony Reintzel of a plea of Trespass on the case 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 Joseph Neale 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 October next, that the Judges of our said General Court may further proceed therein, as to justice appertains, and so forth. Hereof fail not at your peril, and have you then and there this writ. Witness the honourable Samuel Chase Esquire, chief judge of our said said Court, the fifteenth day of June Anno Domini 1793.

Issued the 6th day of August anno domini 1793. T. D. M. W. Irvin Cl

And now at this day to wit, the said second tuesday of October in the year of our Lord One thousand seven hundred and ninety three, being the day of the return of the said aforegoing writ, the said Justices and Sheriff of Saint Mary's County aforesaid in obedience to the command of the said Writ, that is to say, the said Sheriff now here hath the body of the said Joseph Neale and the said Justices certify and transmit to the General Court here with the said writ of Habeas Corpus a Record of the proceedings before the said County Court had, containing the cause of the caption and detention of the said Joseph Neale in the plea aforesaid, and all things thereunto relating, and which said Record of proceedings is in form following to wit.

(Saint)

May Term 1795

Saint Mary's County Sc. August Term 1793.

At a County Court held at the Court House, in Leonard Town, in and for the said County on the first Monday and fifth day of August, in the eighteenth year of the State, and so forth, and in the year of our Lord, One thousand seven hundred and Ninety three.

Before the Honourable Michael Jenifer Stone Esquire Chief Justice of our said Court, and John De Butts, and William Kilgour Esquires Associate Justices, thereunto duly Assigned, Authorized, Commissioned &c. Francis Hamersley Esq. Sheriff. Timothy Bowes Clk.

Among other were the following proceedings, to wit,

Anthony Reintzel against Joseph Neale

Case 2d Capias Nar filed.

Command, was given to the Sheriff of Saint Mary's County, that he should take the Body's of Edward Neale and Joseph Neale late of Saint Mary's County (planters) if they should be found in his Bailiwick and them he should safe keep, so that he might have their Bodies before the Honourable, the Justices of our County Court, to be held at Leonard Town, on the first Monday in August, then next, To answer unto Anthony Reintzel of a plea of Trespass upon the Case and so forth. .. And thereof he should not fail and so forth.

Issued the 6th day of April 1792. W. Dorsey Timothy Bowes Clk.

At which said Monday, and sixth day of August in the year of our Lord One thousand seven hundred and Ninety two, being the day of the return of the said Writ comes as well the said Anthony Reintzel, by Walter Dorsey his Attorney; as the Sheriff of Saint Mary's County to whom the aforegoing Writ was directed. Comes and makes return Endorsed.

Cepi Joseph Non Est Edward. F. Hamersley Shff.

Saint Mary's County to wit. Edward Neale late of Saint Mary's County Common Carrier and Joseph Neale, late of same County Carrier were attached to answer unto Anthony Reintzel and George Reintzel of a plea of Trespass upon the case and so forth. And whereupon the said Anthony and George by Walter Dorsey their Attorney complain that whereas the said Edward and Joseph which said Edward Neale and the Writ of Capias ad respondendum to the Sheriff of Saint Mary's County directed could not be taken but the same Sheriff by the said Writ did return that he could not be found in his Bailiwick, on the fourteenth day of November in the year of our Lord, One thousand seven hundred and Ninety one were and long before and always afterwards hitherto have been and now are Common Carriers of Goods, Wares, and Merchandizes and for their

(profit)