Michael Troutman the defendant in this Cause, by John Thompson Mason his attorney prosecuted and sued forth out of the General Court here the writ of the State of Maryland of Habeas Corpus Cum Causa to the justices and sheriff of Frederick County Court, and the sheriff of the said County directed, in manner and form and of the tenor following to wit.

The State of Maryland, &c. To the justices and sheriff of Frederick County greeting. Whereas a certain Michael Troutman is detained in the prison our said County, under the custody of you, our said Sheriff, at the suit of a certain Jacob Miller Junior 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 Michael Troutman 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 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 Court, the fourteenth day of October anno domini 1794.

Issued the 20th day of October anno domini 1794. J. T. M. Jno. Quinn Clk.

At which said second Tuesday of May being the twelfth day of the same month in the year of our Lord one thousand seven hundred and ninety five, and the return day of the aforegoing writ, the Justices of Frederick County Court, and the sheriff of the said County, in obedience to the Command contained in the said writ, to wit, the said sheriff now here hath the body of the said Michael Troutman and the said Justices certify and transmit to the Court here a record of the proceedings ~~is in form following~~ before the said County Court Had, containing the Cause of the Caption and detention of the said Michael Troutman in the plea aforesaid and all things thereunto relating, and which said record of proceedings is in form following, to wit.

Maryland Frederick County to wit, At a County Court begun and held at the Court house in Frederick Town in and for the County aforesaid on the third Monday, and seventeenth day of November in the year seventeen hundred and ninety four.

Present William Craik Esquire Chief Justice and John Ross Key and John

John Grahame Esquires Associate Justices in and for the County aforesaid duly Commissioned and sworn.

Tobias Butler Sheriff. William Ritchie Clerk.

Are the following Proceedings to wit.

Jacob Miller Junior against Michael Troutman — Removal by Habeas Corpus.

Be it remembered that heretofore to wit, on the sixth day of April in the year seventeen hundred and ninety three Command was given to the sheriff of Frederick County that he should take Michael Troutman late of Frederick County yeoman if he should be found in his bailiwick and him safe keep so that he have his body before the Justices of the then next County Court to be held at the Court house in Frederick Town in and for the County aforesaid on the third Monday in November then next to answer unto Jacob Miller Junior in a plea of trespass upon the Case and so forth. And that thereof he said Sheriff should not fail at his peril and that he should have there then that writ and so forth.

And the said Jacob Miller Junior declared against the said Michael Troutman in the plea aforesaid as follows to wit. Frederick County to wit. Michael Troutman late of Frederick County yeoman was attached to answer unto Jacob Miller Junr. in a plea of trespass on the Case and so forth.

And whereupon Jacob Miller Junr. by Arthur Shaaff his attorney complains that whereas he the said Jacob was of right possessed of a certain bond given by John Rudesell to a certain Jacob Gardenhire conditioned for the payment of one hundred and twenty five pounds current money which said bond was for a valuable consideration assigned to him the said Jacob Miller by the aforesaid Jacob Gardenhire and the said John Miller so being entitled to the aforesaid bond did afterwards at the County aforesaid contract with the said Michael of and Concerning a tract of Land in the County aforesaid to wit, on the fifteenth day of April seventeen hundred and eighty five and the aforesaid bond so assigned to the said Jacob Miller was by him placed in the hands of the aforesaid Michael as a security for the payment of the aforesaid Land to wit, on the day and year aforesaid at the County aforesaid And the said Michael was by contract to bring suit thereon and had power and authority for that purpose and by the Terms of the aforesaid Contract for the Land aforesaid between the said Jacob Miller and Michael Troutman it was stipulated and agreed between them that the aforesaid land should be conveyed by him the said Michael to the said Jacob Miller at the time that the said Rudesill should