thousand seven hundred and ninety seven cometh again the parties aforesaid by their Attorneys aforesaid. And whereupon the said John by James Winchester his Attorney complains that whereas the said Alexander on the first day of September in the year seventeen hundred and ninety five to wit, at the County aforesaid was indebted unto the said John in the sum of Three hundred pounds current money of Maryland for divers Bricks and other Goods by the said John before that time sold and delivered to the said Alexander and at his special instance and request being so indebted he the said Alexander in consideration thereof afterwards to wit, on the same day and year aforesaid at the County aforesaid undertook and faithfully promised the said John to pay him the said sum of Money when he the said Alexander should be thereto afterwards requested: And whereas afterwards to wit, on the day and year aforesaid at the County Aforesaid in consideration that the said John at the like special instance and request of the said Alexander had before that time sold and delivered to the said Alexander divers other Bricks and other Goods he the said Alexander then and there undertook and faithfully promised the said John to pay him so much money as he therefore reasonably deserved to have for the same when he the said Alexander should be thereto afterwards requested. And the said John doth avee that he reasonably deserved to have of the said Alexander for the same other Three hundred pounds current money of Maryland to wit at the County aforesaid whereof the said Alexander afterwards to wit, on the day and year aforesaid there had notice. Nevertheless the said Alexander not regarding his said promises and undertakings but contriving and fraudulently intending craftily and subtilly to deceive and defraud the said John hath not as yet paid the aforesaid several sums of money or any part thereof to the said John (altho' so to do the said Alexander was requested by the said John afterwards to wit on the day and year aforesaid and often afterwards to wit at the County aforesaid) but to do this the said Alexander hitherto altogether refused and doth still refuse so to do to the damage of the said John Five hundred pounds like current money and thereof he bringeth suit &c.

James Winchester Pltffs Atty.

And the said Alexander Woodrop Davey by his said Attorney produces to the Court now here the State of Marylands writ of (Habeas)

Habeas Corpus closed in the words and figures following Viz.

The State of Maryland &c. To the Justices and Sheriff of Baltimore County Greeting. Whereas a certain Alexander Woodrop Davey is detained in the prison of our said County under the Custody of you our said Sheriff at the suit of a certain John Martin 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 Alexander Woodrop Davey 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 Honorable Robert Goldsborough Esquire Chief Judge of our said Court the Twelfth day of December Anno Domini 1796

Issued the 29th day of March Anno domini 1797. L.M. J. McGevern Clk.

Whereupon the proceedings aforesaid are ordered to be and transmitted accordingly In testimony whereof I have hereto set my hand and affixed the seal of my Office this Twenty fifth day of April in the year of our Lord one thousand seven hundred and ninety seven.

(Seal) William Gibson Clk. Balto. County

And also at which said second tuesday of May being the ninth day of the same month in the year aforesaid, come into the General Court here as well the said John Martin by James Winchester his Attorney as the said Alexander Woodrop Davey by his Attorney aforesaid: And thereupon on Motion of the said John Martin by his Attorney aforesaid, It is ruled by the Court here, that the said Alexander Woodrop Davey Answer to the Declaration aforesaid of the said John Martin in the plea aforesaid or Judgment by the Court here will be given and entered against him in default hereof: And the said Alexander Woodrop Davey 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 October next, and then to Answer to the Declaration of the said John Martin in the plea aforesaid; and to him it is granted, the same day is given to the said John Martin also.

At which said second tuesday of October being the Tenth day of the same (month)