for the County aforesaid duly Commissioned and Sworn. — Richard Butler Sheriff. — William Ritchie Clerk. — are the following proceedings towit. — Samuel Owings and Stephen Winchester against Matthias Bower. — Memorial by Habeas Corpus. — Be it remembered that heretofore towit, the twenty third day of May in the year seventeen hundred and ninety five, Command was given to the Sheriff of Frederick County that he should take Matthias Bower 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 said County on the third monday of November then next to answer unto Samuel Owings and Stephen Winchester in a plea wherefore with force and arms at Frederick County aforesaid the close of them the said Samuel and Stephen he broke and entered and the timber trees of them the said Samuel and Stephen in the same close growing towit, Twe hundred black oaks of the value of one hundred pounds current money, Twe hundred white oaks of the value of fifty pounds like money, Twe hundred Chesnuts of the value of Fifty pounds current money and Twe hundred red oaks of the value of Fifty pounds current money he felled cut down took and carried away and other harms to them did to the great damage of them the said Samuel and Stephen and against the peace and sofath, And that thereof he the said Sheriff should not fail at his peril and that he should have there then that writ and sofath. At which said third Monday of November in the year seventeen hundred and ninety five being the day of the return of the aforegoing recited writ come the said Samuel Owings and Stephen Winchester by John Thomson Mason their attorney and the Sheriff of Frederick County to whom the same writ was directed also comes and makes return thereof to the Court thus endorsed towit. Cepi — Richard Butler Sheriff. — And the said Matthias Bower by Arthur Shaaff his attorney comes and defends the force and injury when andsofath, and prays leave to imparle hereunto until the next Court and he hath it the same day is given to the plaintiffs also. At which said next Court towit, the fourth Monday of March — seventeen hundred and ninety six, come here again the said parties plaintiffs and Defendant by their attornies aforesaid, and at the prayer of the said Defendant by his said attorney the said plaintiffs are adjudged to declare against the said Defendant in the plea aforesaid, and the said Defendant by his attorney aforesaid prays further leave to imparle hereunto until the next Court, and he hath it the same day is given to the plaintiffs also. At which said next Court towit, the third Monday of November in the year

seventeen hundred and ninety six, come here again the said parties plaintiffs and Defendant by their attornies aforesaid, and the said plaintiffs declare against the said Defendant in the plea aforesaid as follows towit. — Frederick County towit. Matthias Bower late of Frederick County yeoman was attached to answer unto Samuel Owings and Stephen Winchester of a plea wherefore with force and arms at the County aforesaid he the said Matthias the close of them the said Samuel and Stephen he broke and entered and the timber trees of them the said Samuel and Stephen in the same close growing towit, Twe hundred black oaks of the value of One hundred pounds current money of Maryland Twe hundred white oaks of the value of Fifty pounds like money, Twe hundred Chesnuts of the value of Fifty pounds current money and Twe hundred Red oaks of the value of Fifty pounds current money as aforesaid, he felled cut down took and carried away and other harms to them did to the great damage of them the said Samuel and Stephen and against the peace andsofath: And whereupon the said Samuel and Stephen by John Thomson Mason their attorney complain that the said Matthias on the twenty third day of May one thousand seven hundred and ninety five and on several other days and at several other times with force and arms &c. the trees of them the said Samuel and Stephen towit, Twe hundred black oaks of the value of One hundred pounds current money, Twe hundred white oaks of the value of Fifty pounds like current money Twe hundred chesnuts of the value of fifty pounds current money and Twe hundred red oaks of the value of fifty pounds like current money as aforesaid he felled cut down took and carried away and other harms to them did to the great damage of them the said Samuel and Stephen and against the peace as aforesaid whereby the said Samuel and Stephen say they are worsted and have sustained damage to the value of seven hundred pounds current money of Maryland and therefore they bring suit andsofath. — John Doe and Richard Roe — pledges for prosecution &c. — And the said Defendant by his attorney aforesaid prays further leave to imparle hereunto until the next Court, and he hath it, the same day is given to the plaintiffs also. — And now here at this day towit, the third Monday of March in the year seventeen hundred and ninety seven come here again as well the said Samuel Owings and Stephen Winchester by their attorney aforesaid, as the said Matthias Bower by his attorney aforesaid and the said Matthias Bower by his said attorney produces to the Court here the following writ of Habeas Corpus towit, The State of Maryland &c. To the Justices and Sheriff of Frederick County Greeting: Whereas a certain —