October Term 1801.

General Court here the aforesaid Charles Davidson by James Pleas Boyd his Attorney aforesaid, And the Sheriff of Prince Georges County aforesaid, to wit, Notley Maddox Gentleman, to whom the said foregoing writ was in form aforesaid directed, makes return thereof to the Court here, thus endorsed to wit. —

Cepi Copy left 26th August. N. Maddox Shff.

And the said Edward Henry Calvert by Edward Nicholls and Philip Barton Key his Attornies appears in Court here; And thereupon on Motion of the aforesaid Charles Davidson by his Attorney aforesaid, It is ruled by the Court here, that the said Edward Henry Calvert answer to the declaration aforesaid of the aforesaid Charles Davidson in the plea aforesaid, or Judgment by the Court here will be entered against him in default thereof And the said Edward Henry Calvert by his Attornies 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 to the declaration aforesaid of the aforesaid Charles Davidson in the plea aforesaid, and to him it is granted; the same day is given to the aforesaid Charles Davidson also. —

At which said second Tuesday of May being the twelfth day of the said month, in the year of our Lord one thousand eight hundred and one, to which said day the said Edward Henry Calvert had leave to imparle, and then to answer to the declaration aforesaid of the aforesaid Charles Davidson in the plea aforesaid, comes again into the General Court here, as well the aforesaid Charles Davidson by his Attorney aforesaid, as the said Edward Henry Calvert by his Attornies aforesaid; And the said Edward Henry Calvert by his Attornies aforesaid, as before, defends the force and injury, when and so forth, and prays an hearing of the writing obligatory aforesaid and to him it is read as follows, to wit, "Thirty "days after Date I promise to pay to Charles Davidson or Order "Six hundred and Sixty dollars and eighty Six Cents for value "received as Witness my hand and seal this 1st. June 1800 with "Interest from date". —

"Witness Thomas Smith. Edward Henry Calvert (Seal)

which being read and heard the said Edward Henry Calvert says that the aforesaid Charles Davidson his Action aforesaid against him to have or maintain ought not &c because he saith

that

October Term 1801

that he the said Edward Henry Calvert did pay unto the aforesaid Charles Davidson the said Sum of Six hundred and Sixty dollars and eighty Six Cents in the said writing obligatory mentioned with legal interest thereon 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 Charles Davidson his Action aforesaid against him to have or maintain ought &c. And the aforesaid Charles Davidson by his Attorney aforesaid saith that he by any thing by the said Edward Henry Calvert above in pleading alledged from having and maintaining his Action aforesaid against him ought not to be precluded because he saith, that the said Edward Henry Calvert did not pay unto him the aforesaid Charles Davidson the aforesaid Sum of Money in the writing obligatory aforesaid mentioned with the Interest thereon in manner and form as the said Edward Henry Calvert above by pleading hath alledged, and this he prays may be enquired of by the Country, and the said Edward Henry Calvert in like manner and so forth; Therefore let a Jury thereon appear before the Court here, on the second Tuesday of October next, by whom and so forth; and who neither and so forth; to recognize and so forth; because as well and so forth; the same day is given to the parties aforesaid then and there and so forth. —

And now, at this day, to wit, the said second Tuesday of October being the thirteenth day of the same month, in the year of our Lord one thousand eight hundred and one, comes again into the General Court here, as well the aforesaid Charles Davidson by his Attorney aforesaid, as the said Edward Henry Calvert by his Attornies aforesaid; And the said Edward Henry Calvert by his Attornies aforesaid, relinquishing the averment aforesaid above by him pretended says, that he cannot deny the Action aforesaid of the aforesaid Charles Davidson so as aforesaid against him brought now but that he owes to the aforesaid Charles Davidson the aforesaid Sum of Six hundred and Sixty dollars and eighty Six Cents Current Money, in such manner and form as the aforesaid Charles Davidson above against him hath complained, now but that the aforesaid Charles Davidson hath sustained damage by occasion of the detention of the debt aforesaid to the aforesaid Sum of Five hundred pounds Current Money in like manner and form as the aforesaid Charles Davidson —

(within)