and one. Present Richard Potts Esquire Chief Justice.
and John Ross Key | Esquires Associate Justices in
and John McPherson | and for the County aforesaid duly
commissioned and sworn.

Lawrence Brengle Shff. William Ritchie Clerk.

Are the following proceeding, to wit.

Samuel N. Luckett against Benjamin Machall | Removed by habeas Corpus.

Be it remembered that heretofore to wit the fourth day of March in the year one thousand eight hundred command was given to the sheriff of Frederick County, that he should take Benjamin Machall 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 next County Court to be held at the Court house in Frederick Town in and for the said County, on the third Monday of March then instant to answer unto Samuel N. Luckett in a plea of trespass on the Case and so forth, and that thereof he the said sheriff should not fail at his peril and that he should have then there that writ and so forth.

At which said third Monday of March in the year one thousand eight hundred being the day of the return of the aforegoing recited writ comes the said Samuel N. Luckett into Court here by Roger Nelson his 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 to wit.

Cepi Abner Ritchie Sheriff.

And the aforesaid Benjamin Machall being called upon appears and at the prayer of the plaintiff by his Attorney aforesaid the said Benjamin Machall is adjudged to give special bail to the action aforesaid. Thereupon a certain Benjamin Hopkins of Frederick County yeoman present in Court doth undertake and become pledge and manucaptor for the said Benjamin Machall that if it shall happen that the said Benjamin Machall at the suit of the said Samuel N. Luckett in the plea aforesaid shall be legally convicted then the same Benjamin Hopkins doth grant that as well all such damages as Costs and charges which to the said Samuel N. Luckett in

in this part shall be adjudged of his Lands and Chattels to be made and to and for the use of the said Samuel N. Luckett levied in case the said Benjamin Machall the damages costs and charges aforesaid to the said Samuel N. Luckett shall not pay and satisfy or himself to the prison and Custody of the sheriff of Frederick County aforesaid on that occasion render. And the said Benjamin Machall by John T. Mason his attorney comes and defends the force and injury when and where &c. prays leave to imparle hereunto untill the next Court and he hath it, the same day is given to the plaintiff.

At which said next Court to wit, the third Monday of November in the year one thousand eight hundred come here again the ~~said~~ parties Plaintiff and defendant by their attornies aforesaid. And at the prayer of the defendant by his said attorney, the said Plaintiff is adjudged to declare against the said Defendant in the plea aforesaid by the next Court, and the said defendant prays further leave to imparle hereunto until the next Court and he hath it, the same day is given to the Plaintiff.

And now here at this day, to wit, the third Monday of March in the year one thousand eight hundred and one comes here again as well the said Samuel N. Luckett by his attorney, aforesaid as the said Benjamin Machall by his attorney aforesaid And the said Samuel N. Luckett declares against the said Benjamin Machall in the plea aforesaid as follows, to wit.

Frederick County, to wit, Benjamin Machall late of Frederick County yeoman was attached to answer unto Samuel N. Luckett in a plea of trespass upon the Case and so forth. And whereupon the said Samuel by Roger Nelson his Attorney, saith that whereas the aforesaid Benjamin on the first day of March eighteen hundred at Frederick County aforesaid was indebted to him the said Samuel in the sum of one hundred pounds Current money of Maryland for sundry matters properly chargeable in account as by a particular account thereof herewith exhibited will more fully & at large appear And being so thereof indebted the aforesaid Benjamin afterwards to wit, on the same day and year aforesaid at the County aforesaid in Consideration thereof upon himself assumed and to the said Samuel then and there faithfully promised that he would well and truly content and pay the said sum of money