day of in the year seventeen hundred and leaving and appointing him the said Henry Hollyday Executor of his last will and Testament and prayed leave of the Court here to be made a Party in this Cause and it was granted unto him; and Philip Taylor by his Attorney afsd likewise came here in Court; and the said Philip Taylor by his Attorney afsd prayed further leave to Imparle herein until the second Tuesday in September then next; And it was granted unto him: The Same day was given to the said Henry Hollyday here &c.

At which said second Tuesday in September here came again the Parties afsd by their Attorneys afsd; And the said Henry Hollyday Executor as afsd by his Attorney aforesaid prayed that a rule of Court might be made for the said Philip Taylor to file his plea and answer unto the Declaration of him the said Henry Hollyday Executor as afsd by the second Tuesday in April then next; and it was granted unto him; Whereupon it was said to the said Philip Taylor that if he did not answer to the Declaration afsd by the time aforesaid Judgment should be rendered against him by Default: The same Day was given to the said Henry Hollyday Executor as afsd there &c.

And now here at this day, to wit; the said second Tuesday of April in the year of our Lord seventeen hundred and eighty eight came again as well the said Henry Hollyday Executor as aforesaid as the said Philip Taylor by their Attornies afsd. And the said Philip Taylor by his Attorney Aforesaid saith that he cannot Deny the Action afsd of him the said Henry Hollyday Executor as afsd so as afsd against him brought nor but that the Writing Obligatory is the Deed of him the said Philip Taylor, nor but that he owes to him the said Henry Hollyday Executor as afsd the sum of four hundred and sixty one pounds five shilling Lawful money of Maryland in manner and form as the said Henry Hollyday Executor as afsd above against him hath complained: Therefore it is Considered by the Court here that the said Henry Hollyday Executor as afsd do Recover the Debt afsd in form afsd acknowledged; as also the Quantity of five hundred and eighty four pounds of Tobacco as well for his Damages which he hath sustained by occasion of the Detention of that Debt as for his costs and Charges by him about his Suit in this behalf laid out and expended with his Assent Adjudged &c. And the said Philip Taylor in mercy &c.

James Earle Clk.

Judgment was confessed in this Action on the 15th day of April Anno Domini 1788. for Penalty to be released on payment of Principal Interest and costs with a Stay of Execution till September term then next: Payments if any to be allowed.

Joseph Couden against Thomas Smyth Junr.

Memorandum the Defendant by William Tilghman his Attorney, Sued out the State of Maryland's Writ of Habeas Corpus the Tenor whereof ensues in these words, to wit:

The State of Maryland. To the Justices and Sheriff of Kent County Greeting: Whereas a certain Thomas Smyth Junr. is Detained in the Prison of our said County under the Custody of you our said Sheriff at the Suit of a certain Joseph Couden in a plea of Debt as it is said is still depending before you our said Justices undetermined as aforesaid shall be heard and determined before the Judges of our General Court: We therefore Command you that you have the Body of the said Thomas Smyth Junr. by whatsoever name or names he may be called in the Plea aforesaid together with the cause of his taption and Detention and all things thereunto relating before the Judges of our General Court to be held for the Eastern Shore of this State at Talbot County Court House the second Tuesday of April next that the Judges of our General Court may further proceed therein as to Justice appertains &c. Hereof fail not at your Peril at your Peril and have you then and there this Writ. Witness Robert Hanson Harrison Esqr. Chief Judge of our said Court this twelfth day of September Anno Domini 1786.

Issued the 11th day of October 1786.

James Earle Clk.

At which said second Tuesday of April seventeen hundred and eighty seven being the day of the return of the aforegoing Writ the Justices and Clerk of Kent County in Compliance with the Writ aforesaid made return thereof to the Court here with the following Record annexed, to wit,

The State of Maryland. To the Justices and Sheriff of Kent County Greeting: (Seal) Whereas a certain Thomas Smyth Junr. is detained in the Prison of our said County under the Custody of you our said Sheriff at the Suit of a certain Joseph Couden in a plea of Debt which said Plea as it is said is still depending before you our said Justices undetermined as aforesaid shall be heard and Determined before the Judges of our General Court We therefore Command you that you have the Body of the said Thomas Smyth Junr. by whatsoever name or names he may be called in the Plea aforesaid together with the Cause of his taption and Detention and all things thereunto relating before the Judges of our General Court to be held for the Eastern Shore of this State at Talbot County Court House the second Tuesday of April next that the Judges of our General Court may further proceed therein as to Justice appertains &c. Hereof fail not at your Peril and have you then and there this Writ. Witness Robert Hanson Harrison Esqr. Chief Judge of our Court this twelfth day of September Anno Domini 1786. Issued 11th day of October 1786

James Earle Clk.