granted, as well the Debt aforesaid as all the Damages Costs & Charges which to the same Richard Peacock in the plea aforesaid should be adjudged of the goods and Chattels Lands and Tenements of the said Henry Crubach to be made and for the use of the said Richard Peacock to be levied if it should happen that the said Aquila Attix the Debt and Damages Costs & Charges of the same Richard Peacock in the plea aforesaid should not pay or himself into the Custody of the Sheriff of Kent County on that occasion render- And the afs. Aquila Attix by Turbutt Wright his Attorney comes and defends the force and injury when and so forth and prayed liberty of imparling thereof here to the Action aforesaid untill the monday before the third Tuesday of March next- and he had it the same day was given the aforesaid Richard here and so forth. At which said Monday before the third tuesday of March Seventeen hundred and Eighty eight came again the parties aforesaid by their Attorneys aforesaid and the afs. Richard Peacock by his Attorney aforesaid alledges to the same Court that the action aforesaid was aforesaid depending between him the said Richard Peacock Plaintiff and Aquilla Attix Defendant is by Habeas Corpus removed to the General Court to be held at Talbot County Court House for the Eastern Shore of this State on the second Tuesday of April next of all which the said Court for the County of Kent aforesaid hath legal notice by Habeas Corpus amongst the proceedings of the same Court filed and allowed —

In testimony that the aforesaid is a true Copy of the proceedings in the Action aforesaid I have hereunto set my Hand and affixed the Public Seal of Kent County aforesaid this twenty sixth day of March Anno Domini One thousand Seven hundred & Eighty eight.

(Seal)

Benjamin Chambers Clk Kent Cty

And the Sheriff of Kent County aforesaid came and also made return that he had then and there the body of the said Aquila Attix, agreeable to the exigence of the writ aforesaid, and thereupon the same here into Court as well the said Richard Peacock Executor aforesaid by Robert Wright his Attorney as the said Aquila Attix by his Attorney aforesaid And the said Aquilla Attix by his Attorney aforesaid defended the wrong and injury when and so forth, and prayed the liberty of imparling thereon until the second Tuesday of September then next; and it was granted unto him; the same day was given to the said Richard Peacock Executor aforesaid then and so forth.

At which said second Tuesday of September, Seventeen hundred and eighty eight here came again the parties aforesaid by their Attorneys aforesaid, And thereupon at the prayer of the said Richard Peacock Executor as aforesaid it was ruled by the Court here that the said Aquilla Attix should file his plea and answer to the Declaration of the said Richard Peacock Executor aforesaid by the second Tuesday of April then next. The same day was given to the said Richard Peacock then and so forth —

And now here at this day to wit; The said second Tuesday of April in the year Seventeen hundred and eighty nine, come again the Parties aforesaid by their Attorneys aforesaid, and the said Aquilla Attix by his Attorney aforesaid defends the wrong and injury when and so forth and saith that he cannot gainsay the action aforesaid of the said Richard Peacock Executor aforesaid; nor can he deny but that the writing Obligatory aforesaid is the deed of him the said Aquilla Attix, nor but that he oweth to him the said Richard Peacock Executor as aforesaid the aforesaid sum of Two hundred and twenty nine pounds ten Shillings Current Money in manner and form as the said Richard Peacock Executor aforesaid above against him hath complained Therefore it is considered by the Court here that the said Rich Peacock Executor aforesaid do recover against the said Aquilla Attix the Debt aforesaid in form aforesaid acknowledged, as also the quantity of Nine hundred and thirty four pounds and four fifths of a pound 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 expended, Unto the said Richard Peacock Executor aforesaid by the Court here with his assent adjudged, and so forth - And the said Aquila Attix in mercy &c.

James Earle Clk

Judgement was rendered in this Action on the 17th day of April Anno Domini 1789 for Penalty and Costs to be released on payment of Principal Interest and Costs. Payments if any to be allowed, Stay of execution till September Term next. —

Richard Peacock against Aquilla Attix

Be it remembered that the Defendant by his Attorney, sued out the State's writ of Habeas Corpus, which ensues as follows viz: