Benedict Edward Hall Executor of Amos Garrett
against
Daniel Charles Heath.

The Defendant by Turbutt Wright his Attorney sued out the State's writ of Habeas Corpus which ensues in manner and form following. "The State of Maryland To the Justices and Sheriff of Cecil County Greeting. Whereas a certain Daniel Charles Heath is detained in the Prison of our said County, under the Custody of you our said Sheriff at the Suit of a certain Amos Garrett of a plea of Debt, which said plea as it is said still depends before you our said Justices undetermined, and we being willing for divers Causes that the plea aforesaid undetermined as aforesaid shall be heard and determined before the Judges of our General Court. Therefore we command you that you have the body of the said Daniel Charles Heath by whatsoever name or names he may be called in the plea aforesaid together with the cause of his Caption 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 September next, that our Judges of our said General Court may further proceed therein as to justice appertains &c. Witness fail not at your peril and have you then and there this writ Witness the Honourable Robert Hanson Harrison Esq. Chief Judge of our said Court this sixteenth day of April Anno Domini 1788.

Issued the 14th May 1788. (Test.) James Earle Clk.

At which said second Tuesday of September, in the year One thousand Seven hundred & eighty eight, being the day of the return of the aforesaid writ the Justices and Sheriff of Cecil County aforesaid in compliance with the said writ made return thereof to the Court here with the following Record annexed. "Cecil County, to wit At a County Court of the State of Maryland held in and for Cecil County at the Court House at Elkton in the same County on the monday before the second Tuesday of June being the ninth day of the same month in the year of our Lord Seventeen hundred and eighty eight by and before the Justices of said County Court and other Officers thereunto duly and legally Authorized Commissioned and Sworn and so forth. The Worshipfull Joseph Gilpin, Stephen Hyland, Samuel Miller, Peter Lawson, Sidney George, Tobias Rudolph, James Lockhart, Michael Wallace, Patrick Ewing, Jeremiah Baker Richard Bond Gentleman Justices. Archibald Job Sheriff. B Williams Clk.

In the Records and Proceedings of said Court Amongst others was the following, to wit.

A.H. Amos Garrett
vs.
D.H. Daniel Charles Heath } Cecil County, to wit — Be it remembered that heretofore, to wit the twenty fourth day of October in the year of our Lord, Seventeen

hundred and eighty seven, Command was given, to the Sheriff of Cecil County that he should take Daniel Charles Heath late of Cecil County Gentleman otherwise called Daniel Charles Heath of New Castle County and State of Delaware if he should be found in his Bailiwick and him safe keep so that he might have his body before the Justices of Cecil County Court at the Court house in the same County the Monday before the second Tuesday of March then next, to answer unto Amos Garrett of a plea that he render unto him two hundred and ninety nine pounds thirteen shillings and six pence half penny current money of Maryland which from him he unjustly detains and so forth and that thereof he the said Sheriff was not to fail and that he should have then and there that writ and so forth and the said Amos Garrett by Aquilla Hall his Attorney declared against the said Daniel Charles Heath, late of Cecil County Aforesaid Gentleman, otherwise called Daniel Charles Heath of New Castle County in the State of Delaware was summoned to answer Amos Garrett of a plea that he render unto him two hundred and ninety nine pounds thirteen shillings and six pence half penny Specie of the value of two hundred and ninety nine pounds thirteen shillings and six pence Current money of Maryland which from him he unjustly detains and so forth. And whereupon the said Amos Garrett by Aquilla Hall his Attorney complains that whereas the said Daniel Charles Heath on the twenty sixth day of October Seventeen hundred and eighty two, at New Castle County in the State of Delaware, to wit, at Cecil County in the State of Maryland by his Certain Writing Obligatory sealed with the Seal of the said Daniel Charles Heath and to the Court now here shewn whose date is the same day and year last aforesaid bound himself to the said Amos in the said sum of two hundred and ninety nine pounds thirteen shillings and six pence half penny Specie which at that time was and ever since has been and now is of the value of two hundred and ninety nine pounds thirteen shillings and six pence half penny Current Money of Maryland of which the said Daniel Charles Heath then and there had notice to be paid to the said Amos when he should be thereupon afterwards required. Nevertheless the said Daniel Charles Heath altho' often required hath not paid to the said Amos the said sum of money or the value thereof but hitherto hath and still doth refuse to pay the same, to the Damage of the said Amos five hundred pounds current money and thereof he brings suit and so forth —

Pledges &c — John Doe, Richard Roe —

And the said Daniel Charles Heath by his Attorney comes and defends the force & injury when and so forth and prays an hearing of the Writing Obligatory aforesaid and the