again called appears, and at the prayer of the Plaintiff by William Tilghman his Attorney afs^d is by the Court here adjudged to give Special bail in the Action afs^d in the plea afs^d — Thereupon a certain Clement Sewell of Queen Anns County present here in Court, undertakes for the said Thomas Coursey, that in case the said Thomas Smyth junior shall recover Judgment in the plea afs^d, or that he the said Thomas Coursey should be therein legally convict, that then the said Thomas Coursey shall pay the condemnation money thereupon or render his body into the custody of the Sheriff of Queen Anns County in discharge thereof, or that he the said Clement Sewell would do the same for him: Whereupon it was ruled by the Court here that the Sheriff of Queen Anns County, to wit, James O'Bryon afs^d be discharged from the amerciaments afs^d — And the said Thomas Coursey, the Defendant afs^d, by James Tilghman his Attorney comes and defends the force and injury and so forth: And the said Thomas Coursey the Defendant afs^d by James Tilghman produces to the Court here the State's Writ of Habeas corpus directed to the Justices and Sheriff of Queen Anns County Court, commanding a return of the proceedings and all things thereunto relating to be transmitted to the General Court for the Eastern Shore of Maryland, which said Writ is closed in these words to wit;

The State of Maryland, to the Justices and Sheriff of Queen Anns County, greeting: Whereas a certain Thomas Coursey is detained in the prison of our said County, under the custody of you our said Sheriff, at the Suit of a certain Thomas Smyth junior 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 afs^d, undetermined as afs^d, should be heard and determined before the Judges of our General Court: Therefore we command you, that you have the body of the said Thomas Coursey, by whatsoever name or names he may be called, in, the plea afs^d, 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 in Talbot County, at the Court house in the same County

the second Tuesday of April next, that our said Judges of our said General Court, may further proceed therein as to justice appertains and so forth — Hereof fail not at your peril, and have you there and there this Writ, witness the honorable Robert Hanson Harrison Esquire chief Judge of our said Court, this first day of October Anno Domini 1700. Issued the 17th day of March Anno Domini 1709 —

James Earle Clk:

And the said Thomas Smyth junior by William Tilghman his Attorney afs^d came here into Court, and affiled the lonting Obligatory afs^d whereof mention is made in the Declaration afs^d, in the words following to wit; Maryland sez; Know all Men by these presents that I Thomas Coursey, of Queen Anns County and State afs^d, am held and firmly bound unto Thomas Smyth junr in the full and just sum of one hundred and six pounds, four shillings and one half penny current money to be paid to the said Thomas Smyth junr, his certain Attorney, Executors, Administrators or Assigns: To the which payment well and truly to be made and done, I bind myself, my Heirs Executors and Administrators firmly by these presents; Sealed with my Seal and dated this fourth day of April, in the year of our Lord one thousand seven hundred and eighty seven — The condition of the above obligation is such, that if the above bound Thomas Coursey, his Heirs, Executors, Administrators or Assigns do and shall well and truly pay, or cause to be paid, unto the said Thomas Smyth junr, his certain Attorney, Executors, Administrators or Assigns the just and full sum of fifty three pounds two shillings and one farthing current money, with legal interest thereon, then the above Obligation to be void, else to remain in full force and virtue in Law — Signed, sealed and delivered in the presence of }

James R Blunt junr — Thd. Coursey (Seal)

On the back of the aforegoing Bond was the following endorsement to wit; On the 9th day of April 1787, came Thomas Smyth junr before me one of the Magistrates for Kent County and made oath, that he