Kent County Court Seal

Proceedings in the Action aforesaid, I have hereunto set my hand and affixed the publick seal of the County of Kent aforesaid this 31st day of March Anno Domini seventeen hundred and eighty nine.

Ben: Chambers Clk. Kent County.

And now here at this day, to wit, the second Tuesday of April seventeen hundred and eighty nine, came into the General Court here as well the said Barney and Philip by their Attorney as the said Marmaduke by his Attorney aforesaid, and the said Barney and Philip by their Attorney aforesaid, prayed that a rule of Court be made for the said Marmaduke to file his plea and answer to the Declaration of them the said Barney and Philip at the next September Term, and it was granted unto them. Thereupon further proceeds of and upon the premises aforesaid, between the parties aforesaid, by consent of the said parties and their Attorneys aforesaid, and by order of the Court here, thereon was further continued till the second Tuesday of September then next following. At which said day, to wit, the second Tuesday of September seventeen hundred and eighty nine, came again the parties aforesaid by their Attorneys aforesaid, and it was said to the said Marmaduke that he should answer to the Declaration of the said Barney and Philip by the second of April then next following; and it was said to the said Marmaduke that if he should not answer to the Declaration aforesaid, by the day aforesaid, Judgment should be rendered against him by default; the same day was given to the said Barney and Philip there and so forth. And now here at this day, to wit, the second Tuesday of April one thousand seven hundred and ninety, come again the parties aforesaid by their Attorneys aforesaid, and the said Marmaduke by his Attorney aforesaid, defends the force and injury when and so forth, and saith that he cannot gainsay the Action aforesaid of the said Barney and Philip, nor can he deny but that the writing obligatory aforesaid, is the Deed of him the said Marmaduke, nor but that he owes unto the said Barney and Philip the said sum of one hundred and four pounds and tenpence current money in manner and form as the said Barney and Philip above against him have complained; therefore it is considered by the Court here, that the said Barney and Philip

do recover against the said Marmaduke the Debt aforesaid in form aforesaid acknowledged; as also the Quantity of eight hundred and eight and one fifth of a pound of Tobacco, as well for their Damages which they have sustained by occasion of the detention of that Debt, as for their Costs and Charges by them about their suit in this behalf expended unto the same Barney and Philip by the Court here with their Assent adjudged ptd. and the said Marmaduke in Mercy &c.

James Earle Clk.

Judgment was confessed in this Action on the fifteenth day of April seventeen hundred and ninety, with a Stay of Execution till September Term following. Penalty to be released on payment of Principal, Interest and Costs.

Barney Corse and Philip Brooks vs. Charles Tilden Junr.

Memorandum, the Defendant in this Cause by William Tilghman his Attorney sued out the State of Maryland's Writ of Habeas Corpus, the Tenor whereof ensues in the following words, to wit: The State of Maryland, Sc. To the Justices and Sheriff of Kent County, Greeting. Whereas a certain Charles Tilden Junior is detained in the prison of our said County, under the custody of you our said Sheriff, at the suit of a certain Barney Corse and Philip Brooks of a plea of Debt and so forth; 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, should be heard and determined before the Judges of our General Court; therefore we command you that you have the body of the said Charles Tilden Junr. 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, in Talbot 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 your peril, and have you then and there this Writ. Witness the Hon