Attorney sued out the State of Maryland's writ of habeas ad respondendum the tenor whereof follows in these words to wit. State of Maryland. To the Sheriff of Cecil County Greeting. We command you that you take Henry M'Coy late of Cecil County Yeoman if he shall be found in your Bailiwick, and that him so taken you safe keep, so that you have his Body before the Justices of Cecil County Court, at the Court House in the same County the first Monday of March next, to answer unto Jonathan White of a plea of trespass upon the case &c. as forth. Hereof fail not at your peril and have you then and there this writ. Witness James Tilghman Esquire chief Justice of our said Court, the fourteenth day of October in the year of our Lord Seventeen hundred & ninety two. Issued the eighth day of January 1793. R. Bassett Jo. Baxter Clk.

And now here at this day to wit, the first Monday of March being the fifth day of the same month Anno Domini Seventeen hundred and ninety three and the day of the return of the aforegoing writ comes the aforesaid Jonathan White by Richard Basset his Attorney and the Sheriff of the County aforesaid to whom the same writ was made and directed likewise comes and makes return thereof to the Court here thus endorsed, to wit, Cepi Samuel Maffitt Sheriff. And the said Henry M'Coy being called upon appears, and at the prayer of the said Jonathan White by his Attorney aforesaid the said Henry M'Coy is adjudged to give special bail in the action aforesaid whereupon a certain Robert Machey of Cecil County Gentleman present here in Court in his proper person undertakes for the said Henry M'Coy that in case the said Jonathan White shall recover judgment against the said Henry M'Coy in the plea aforesaid, or that the said Henry M'Coy shall be therein legally convicted, that then the said Henry M'Coy shall pay the condemnation of the Court thereupon or render his body to the Custody of the Sheriff of the County aforesaid in satisfaction thereof, or that he the said Robert Machey will do the same for him. And the said aforesaid Henry M'Coy by Davidson David his Attorney comes and defends the force and injury when and as forth and prays leave of the Court here to imparle hereunto until next Court and he hath it and the same day is given to the Plaintiff also — At which said next Court, to wit, the second Monday of October in the year last aforesaid, comes here again at the Court House in the Town aforesaid before our Justices as well the said Jonathan White as the said Henry M'Coy by their Attorneys aforesaid, and the said Henry M'Coy by his Attorney aforesaid prays further leave of the Court here, to imparle hereunto, untill next Court and he hath it and the same day is given to the Plaintiff also — At which said next Court, to wit

the first monday of March, in the year seventeen hundred and ninety four, comes here again at the Court House in the Town aforesaid before our said Justices as well the said Jonathan White as the said Henry M'Coy by their Attorneys aforesaid and the said Henry M'Coy by his Attorney aforesaid produced to the Court here the following writ of Habeas Corpus clothed in the following words and figures, to wit. The State of Maryland Sc. To the Justices and Sheriff of Cecil County Greeting. Whereas a certain Henry M'Coy late of Cecil County is detained in the prison of our said County under the custody of you our said Sheriff at the suit of a certain Jonathan White of a plea of Trespass upon the case 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 shall be heard and determined before the judges of our general Court, Therefore we command you that you have the body of the said Henry M'Coy 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, 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 then and there this writ. Witness the honourable Samuel Chase Esquire chief Judge of our said Court this tenth day of September Anno Domini 1793.

Issued the 26th day of February Anno Domini 1794. (N.S.) James Earle jun. Clk.

It is thereupon ordered by the same Court that all things relating to the premises be transmitted accordingly Test Jo. Baxter Cl.

In Testimony that the aforegoing is a true Copy of the Record and Proceedings I have hereunto set my hand and affixed the Seal of my Office this twenty fifth day of March Anno Domini Seventeen hundred and ninety four — Jo. Baxter Cl. Cty Ct.

(Seal of Cl. Ct.)

Whereupon came here into Court as well the said Jonathan White by William Barnett his Attorney, as the said Henry M'Coy by William Alexander his Attorney app: and thereupon the process of and upon the premises between the parties app: was continued by order of the Court here, thereon, until the second Tuesday of September, then next following — At which said second Tuesday of September, here came again into Court the Parties app: by their Attorneys app: whereupon at the