came again into Court here the Parties aforesaid by their Attorneys afs. and the said Jesse Reynolds not having filed his Plea according to the rule afs. the said Patrick Ewing by his Attorney afs. prayed that the rule afs. might be extended against him the said Jesse Reynolds and it was granted unto him, and unto the second Tuesday of September then next following and it was granted unto him, and the said Jesse Reynolds by his Attorney afs. prayed the liberty of imparling until the next Term, and it was granted unto him, the same day was given to the said Patrick Ewing there &c.— At which said day, towit, the second Tuesday of September seventeen hundred and ninety seven, came again into Court here, the Parties afs. by their Attornies aforesaid, and the said Jesse Reynolds by his Attorney afs. says defends the force and injury when and wherefore, and prays an hearing of the Scirefacias afs. and to him it is read in these words and figures following, towit.— Cecil County, to wit. The State of Maryland, To the Sheriff of Cecil County Greeting: Whereas at a Court held at the Court House in the same County, on the Monday before the second Tuesday of March Anno Domini one thousand seven hundred and eighty nine, before Joseph Gilpin Esquire Chief Justice of our said Court, and others his Associates then Justices of the same Court, a certain Patrick Ewing by consideration of the same Court, did then and there recover against a certain Jesse Reynolds as well the sum of two hundred pounds Current money Debt, as also the sum of three hundred and ninety nine pounds of Tobacco which by the same Court was then and there adjudged unto the said Patrick Ewing for his Costs and Charges by him about his suit in that behalf laid out and expended whereof the said Jesse Reynolds is convicted, as by the Record and process thereof in our said Court remaining manifestly appears: Execution whereof still remains to be done; and we being willing that those things which in our said Court are rightly done and transacted should be brought to a due execution, Command you that by good and lawful men of your bailiwick you make known unto the said Jesse Reynolds that he be and appear before the Justices of our County Court, to be held at the Court House in the same County, on the second Monday of October next, to shew cause, if any thing for himself he hath or knoweth to say, why the said Patrick Ewing Execution of the Debt and Costs afs. according to the form of the recovery aforesaid, against him to have, ought not, if to him it shall seem meet, and have you then and there the names of those before whom you shall make the same known and this Writ.— Witness James Tilghman Esquire Chief Justice of our said Court the fourteenth day of May Anno Domini 1796. Issued the sixteenth day of September 1796. Test. David, Jo. Baxter Clk.

Which being read and heard the said Jesse saith, that the said Patrick ought not to have his Execution aforesaid for the Debt and Costs afs. against him the said Jesse because he saith there is not any such Record of the Judgment afs. and recovery aforesaid in Cecil County Court remaining, as the said Patrick by his Writ aforesaid hath above supposed and this he is ready to verify and &c. wherefore he prays Judgment if the said Patrick ought to have his Execution afs. for the Debt and Costs afs. against him &c.— And the afs. Jesse by leave of the Court here, according to the form of the Statute in such Case made and provided comes and further defends the force and injury when and wherefore, saith that the said Patrick ought not to have his Execution afs. against him for the Debt and Costs afs. because he saith that after the recovery of the Judgment afs. in the Writ of Scirefacias afs. above mentioned and before the issuing the said Writ of Scirefacias towit, on the first day of April seventeen hundred and eighty nine, the said Jesse paid to the said Patrick the afs. sum of two hundred pounds Current money Debt and three hundred and ninety nine pounds of Tobacco Costs of suit afs. in satisfaction and discharge of the Judgment afs. towit, at Cecil County afs. which said sum of Debt and Costs of suit afs.

the aforesaid Patrick then and there received and accepted in full satisfaction and discharge of the Judgment aforesaid, and this he is ready to verify &c. wherefore he prays Judgment if the said Patrick ought to have his Execution against him for the Debt and Costs aforesaid &c.— N. Barrd pro Defdt.

And the said Jesse Reynolds by his Attorney afs. prayed that the said Patrick Ewing might be ruled by the Court here to file his Replication in answer to the plea afs. of him the said Jesse by or before the next Term, and it was granted unto him, the same day was given to the said Jesse there &c.— And now here at this day, towit, the second Tuesday of April Seventeen hundred and ninety eight, comes again into Court here, the parties afs. by their Attorneys aforesaid, and thereupon the said Jesse Reynolds by his said Attorney withdraws and relinquishes his Abatement afs. by his said plea by him in form afs. above pleaded and says that he has no cause to shew why the afs. Patrick Ewing Execution of the Debt and Costs afs. according to the form of the recovery afs. against him ought not to have. Therefore it is considered by the Court here that the said Patrick Ewing have Execution against the said Jesse Reynolds for as well the Debt, Damages, Costs and Charges afs. in the Writ of Scirefacias afs. mentioned according to the form and effect of the recovery afs. as the Quantity of one thousand and forty three pounds of Tobacco, to the said Patrick Ewing on his Assent by the Court here adjudged for his Costs and Charges which he hath sustained by reason of the delay of the Execution of the Judgment afs.: And the said Jesse Reynolds in mercy &c. James Earle Junr. Clk.

Fiat. April the 13th 1798.— Payments if any since Original Judgment the allowed.—

Isaac Gooding against John Makin

Be it remembered that on the seventh day of March Anno Domini Seventeen hundred and ninety six, the Defendant by Hugh Matthews his Attorney sued out of the General Court the State of Maryland's Writ of Habeas Corpus, which issues in the following words and figures, towit.— The State of Maryland Ss. To the Justices and Sheriff of Cecil County, Greeting: Whereas a certain John Makin is detained in the prison of our said County, under the Custody of you our said Sheriff, at the suit of a certain Isaac Ewing Gooding in a plea of Debt and sedamnis, 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. undetermined as afs. should be heard and determined before the Judges of our General Court: Therefore we Command you that you have the body of the said John Makin 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 Easton 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 sedamnis. Hereof fail not at your Peril and have you then and there this Writ. Witness the Honorable Samuel Chase Esquire, Chief Judge of our said Court, this 8th day of September Anno Domini 1795.— Issued the 7th day of March 1796.— Test. James Earle Junr. Clerk.

At which said second Tuesday of April seventeen hundred and ninety six, came into Court here the said Isaac Gooding by Davidson David his Attorney, and the said Justices & Sheriff of Cecil County to whom the said Writ of Habeas Corpus was directed, made return thereof to the Court here with the following Record thereto annexed, towit.— Maryland Cecil County, towit. At a County Court of the State of Maryland, begun and held at the Court House in Elkton in and for the County aforesaid, on the first Monday of March being the seventh day of the same Month Anno Domini