County, Greeting: You are hereby commanded to summon Alexander A. Cook of Frederick County, to appear before the Circuit Court for Frederick County, to be held at Frederick Town, in and for Frederick County, on the 19th day of October instant, to answer an action at the suit of Jesse Herbert. And have you then and there this writ.

(Seal) Witness the Honorable Madison Nelson judge of the said Court, the seventh day of October in the year 1857.

Edward Shriver Clerk

J. M. P.

At which said nineteenth day of October in the year of our Lord, One Thousand Eight hundred and fifty Seven, and the day of the return of the foregoing writ, comes into the Circuit Court here, the said Jesse, by his said attorney; and then Sheriff of Frederick County aforesaid to wit: Mahlon Rhoderick, Gentleman, to whom the said aforegoing writ, was in form aforesaid directed, makes return thereof, to the Court here, thus endorsed to wit, "Summ'd" W Rhoderick Sheriff, and the said Alexander A being called appears in Court here by E Louis Lowe Esq his attorney and prays that the said Jesse may declare against him in the plea aforesaid: Whereupon it is ruled by the Court here, that the said Jesse declare against the said Alexander A. in the plea aforesaid: and if he the said Jesse, doth not declare against the said Alexander A in the plea aforesaid: Judgment will be rendered against him in default thereof, and the said Jesse by his attorney aforesaid, prays leave of the Court here to imparle until the second Monday of February next, and then to declare against the said Alexander A. in the plea aforesaid, and he hath it, the same day is given to the said Alexander A. then &c — At which said second Monday of February, being the Eighth day of the same month, in the year of our Lord One Thousand Eight hundred and fifty Eight, until which day the said Jesse had leave to imparle, and then to declare against the said Alexander A in the plea aforesaid: Comes as well, the said Jesse by his attorney aforesaid, as the said Alexander A. by his attorney aforesaid, Whereupon further process of and upon the premises aforesaid, between the parties aforesaid, by consent of the said parties, and their attornies aforesaid, and by order of the Court here thereon, is continued, until the third Monday of October next, At which said Third Monday of October, being the Eighteenth day of the same month in the year of our Lord One Thousand Eight hundred and fifty Eight, Comes again into the Circuit Court here, as well the said Jesse, by his attorney aforesaid, as the said Alexander A. by his attorney aforesaid: and the said Jesse by his attorney aforesaid declares against the said Alexander A, in the plea aforesaid, as follows, that is to say:

In the Circuit Court for Frederick County.

Frederick County,

Jesse Herbert by Joseph M. Palmer his attorney, sues Alexander A. Cook, for money due and payable by the defendant to the Plaintiff, for that the said defendant heretofore (to wit) on the 10th day of October 1857 was justly indebted to the Plaintiff in the sum of fifteen hundred dollars for a certain House and Lot of ground and premises with the appurtenances of the Plaintiff situate, lying and being in the Town of Middletown in said County, bargained and sold by the Plaintiff to the defendant at the special instance and request of the defendant, which said sum of money as the balance of the purchase money due on the said house and lot, is now due and owing from the defendant to the Plaintiff and unpaid And the Plaintiff claims fifteen hundred dollars as his damages &c

Jno M Palmer
Attorney for Plaintiff

And the said Alexander A, by his attorney aforesaid, says, that he cannot deny the action aforesaid, of the said Jesse, so is aforesaid against him brought, nor but that the aforesaid Jesse hath sustained damage to the sum of fifteen hundred dollars current money, by