

53d. That after the alleged claims accrued, and before suit, the plaintiff, by deed, released the defendant therefrom.

54th. That at the Circuit Court for ——— county, ——— term, the plaintiff recovered judgment against the defendant for the sum of ——— dollars and ——— cents, and ——— dollars for costs; and that said judgment was rendered on the same cause of action mentioned in the plaintiff's declaration, and is still a subsisting judgment.

55th. That he was discharged as an insolvent debtor by the Circuit Court for ——— county, (or Court of Common Pleas for the city of Baltimore,) on the ——— day of ———, and that the alleged claim accrued before the filing of his petition.

56th. That he applied by petition as an insolvent debtor to the Circuit Court for ——— county, (or Court of Common Pleas for the city of Baltimore,) on the ——— day of ———, and the proceedings under the petition are still pending; and that the alleged claim accrued before the filing of his petition.

57th. A defendant may plead, as in the above form, that he has applied by petition as an insolvent debtor to the proper court, and that the proceedings under his petition are still pending, and that the alleged claim accrued before the filing of his petition. And upon proof of the facts so pleaded, judgment shall only be entered subject to the result of the proceedings under the petition.

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58th. That he did not commit the wrong alleged.

59th. That he did what is complained of by the defendant' leave.

60th. That the plaintiff was not entitled to the said way over the defendant's land as the plaintiff has alleged.

61st. That the plaintiff first assaulted him; and he committed the alleged assault in his own defence.

62d. That the defendant, at the time of the alleged trespass, was possessed of land called "Idlewild," in ——— county, and