

1106 PLEADINGS, PRACTICE AND PROCESS AT LAW. [ART. 75.]

*v. Ridgely*, 1 H. & J. 104. *Smith v. Williamson*, 1 H. & J. 147. *Lansdale v. Ghequiere*, 4 H. & J. 259. *Oliver v. Gray*, 1 H. & G. 215. *Murdock v. Winter*, 1 H. & G. 471. *Wall's Ex'r v. Wall*, 2 H. & G. 79. *Crain v. Yates*, 2 H. & G. 332. *Green v. Johnson*, 3 G. & J. 389. *State v. Green*, 4 G. & J. 381. *Chambers v. Chambers*, 4 G. & J. 420. *Dorsey v. Dorsey*, 6 G. & J. 12. *Nelson v. Bond*, 1 Gill, 218. *Bennington v. Dinsmore*, 2 Gill, 348. *Beanes v. Hamilton*, 3 Gill, 275. *Schleigh v. Hagerstown Bank*, 4 Gill, 306. *Newcomer v. Keedy*, 9 Gill, 263. *Strike v. State*, 1 Bl. 57. *Hepburn v. State*, 3 Bl. 95. *Dixon v. Dixon*, 1 Md. Ch. 271. *Young's Estate*, 3 Md. Ch. 461. *Mitchell v. Sellman*, 5 Md. 376. *Stockett v. Sasscer*, 8 Md. 374. *Kunkel v. Spooner*, 9 Md. 462. *Williams v. Banks*, 19 Md. 23. *B. & W. T. R. v. State*, 19 Md. 241.

51. That before this action, he satisfied and discharged the plaintiff's claim by payment.

*Geiser v. Kershner*, 4 G. & J. 305. *Hardy v. Coe*, 5 Gill, 189. *Jones v. Ricketts*, 7 Md. 116. *Campbell v. Booth*, 8 Md. 107. *Booth v. Campbell*, 15 Md. 569. *Brown v. Rowles*, 21 Md. 11. *Oberndorf v. Union Bank*, 31 Md. 132. *Maddux v. Bevan*, 39 Md. 485. *Loney v. Bailey*, 43 Md. 10. *Ibid.* 45 Md. 447. *Anderson v. Rohr*, 51 Md. 205. *Ingersoll v. Martin*, 58 Md. 74.

52. That the plaintiff is indebted to the defendant in an amount equal to (or greater than) the plaintiff's claim, for (insert the cause of set-off as in a declaration,) which amount the defendant is willing to set-off against the plaintiff's claim.

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

*Patapsco Co. v. Smith*, 6 H. & J. 166. *Bowers v. State*, 7 H. & J. 32. *Clopper v. Union Bk.*, 7 H. & J. 103. *Wyman v. Gray*, 7 H. & J. 409. *Glenn v. Smith*, 2 G. & J. 493. *Moale v. Hollins*, 11 G. & J. 11. *Jones v. Ricketts*, 7 Md. 117. *State v. Gott*, 44 Md. 341. *Ingersoll v. Martin*, 58 Md. 74.

54. 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.

*Shafer v. Stonebraker*, 4 G. & J. 360. *Whitehurst v. Rogers*, 38 Md. 518.

55. 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.