Maryland Sct

At a Provincial Court begun and held at the City of Annapolis in Anne Arundel County for the Province aforesaid on the second Tuesday of September being the Tenth day of the same month in the Fifteenth year of the Dominion of the Right Honourable Frederick absolute Lord and Proprietary of the Provinces of Maryland and Avalon, Lord Baron of Battimore &c. Annoque Domini one thousand seven hundred and sixty five.

Present

The Honble
John Brice Esquire Chief Justice
John Darnall
John Hepburn
Richard Tilghman
George Steuart &
Beddingfield Hands
Esquires Justices

Joseph Galloway Esquire Sheriff

Reverdy Ghiselin Clerk

September Term 1765.

Pl. James Tilghman the 3d.
against
Henry Brett . . .

Command was given to the Sheriff of Charles County that he should Command Henry Brett of Charles County planter that Instantly and without Delay he render unto James Tilghman the third all those three Tracts or parcells of plantable Land situate lying and being in Charles County aforesaid the one called Bretts Discovery containing Ninety seven Acres of Land one other called Good Chance containing four hundred and forty eight Acres of Land and one other called Dolorious Addition containing One hundred and Nine five Acres of Land with the Appurtenances thereunto belonging which he claimes as his right and Inheritance into which the said Henry Brett had no Entry but after a Disseisin which Hugh Hunt thereof unjustly & without Judgment made to the said James Tilghman the third within Thirty Years and soforth. And whereupon the said James Tilghman the third complaines that the said Henry Brett had deforced him & unless he do and if the said James Tilghman the third should make the Secure in prosecuting his Clamour then Summon by good Summoners the said Henry Brett that he be and Appear before the Justices of his Lordships Provincial Court to be held at the City of Annapolis the second Tuesday of September then next. And that thereof he the said Sheriff was to have then and there that Writ. At which said second Tuesday of September to wit the Tenth day of the same Month Anno Domini 1765 being the day of the Return of the aforegoing Writ Comes the said James Tilghman the third in his proper person and the Sheriff of Charles County to wit, the same Writ was Directed likewise comes and makes Return thereof to the Court here thus Endorsed to wit —

Cam. Hoy Attly Genl.

Summoners . . John Doe & Richd. Roe
Pledges of Prosecuting John Doe & Richd. Roe
Sol. Answers Danl. Jenifer Shff. Chas. Co.

Maryland Sct. James Tilghman the third in his proper person demands against Henry Brett of Charles County Planter all those three Tracts or parcelles of plantable Land situate lying and being in Charles County aforesaid the one called Bretts Discovery containing Ninety seven Acres of Land one other called Good Chance containing four hundred and forty eight Acres of Land and one other called Dolorious Addition containing One hundred and Ninety five Acres of Land with the Appurtenances thereunto belonging which he claims as his right and Inheritance and into which the said Henry Brett hath no Entry but after a Disseisin which Hugh Hunt thereof unjustly and without Judgment made to the aforesaid James Tilghman the third within thirty Years and soforth. And whereupon he saith that he was Seised of the Land aforesaid with the Appurtenances in his Demesne as of Fee and right in the Time of peace in the time of the King that now is taking thereof the profits to the Value of and soforth and into which and soforth and thereof brings suit and soforth. And the aforesaid Henry Brett in his proper person comes & defends his right when and soforth and voucheth thereof to warranty William Rawlings who is present here court in his proper person and freely the Land aforesaid with the Appurtenances to him the said Henry Brett doth warrant. And thereupon the said James Tilghman the third demands against the aforesaid William Rawlings Tenant by his own warranty the Land aforesaid with the Appurtenances in form aforesaid & soforth. And whereupon he saith he was Seised of the Land aforesaid with the Appurtenances in his Demesne as of Fee & right in the time of peace in the time of the King that now is taking thereof the profits to the Value of & soforth and into which & soforth and thereupon he brings suit and soforth. And the aforesaid William Rawlings Tenant by his own warranty in his proper person comes and defends his right when and soforth and saith that the aforesaid Hugh Hunt did not disseise the said James Tilghman the third of the Land aforesaid with the Appurtenances as the said James by his writ and Declaration aforesaid hath above supposed and of this he puts himself upon the Country and soforth. And the said James Tilghman the third prays

Law