from the demised premises aforesaid did eject and other harms to him then and there did to the great damage of the said Timothy and against the peace of the state of Maryland whereupon the said Timothy saith he is injured and hath damage to the value of five hundred pounds current Money and therefore he brings his suit and so forth.

N. Brice Atty. for Plff. Pledges to prosecute, { John Doe & Richard Roe

Sir)

I am informed that you are in possession of or claim title to the piece or parcel of ground and premises in this declaration of Ejectment mentioned or to some part thereof and I being sued in this action as casual Ejector and having no claim or title to the same advise you to appear to this declaration at the next General Court, to be held at Annapolis the second Tuesday of October next, by some Attorney of that Court, and then and there, by rule of the same Court to cause yourself to be made Defendant in my stead, and to confess lease, entry and ouster and insist upon the title only at the Trial, otherwise Judgment will be given against me by default, and you will be turned out of possession.

To Mr. David Elphinstone. Tenant in possession of the premises aforesaid or some part thereof . . . .

I am your friend
Thomas Troublesome
September 13th. 1801.

A Copy of which said declaration and Notice was made and sent to the Sheriff of Baltimore County aforesaid thereon endorsed, "To be served on David "Elphinstone Tenant in possession or set upon the "premises, at least Eight days before Court."

At which mentioned second Tuesday of October being the thirteenth day of the said Month, in the year of our Lord one thousand eight hundred and one and the day of the return, of the service of a Copy of the aforegoing declaration, comes into the General Court here the said Timothy Seekright lessee of the said

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Mary Miller Administratrix as aforesaid by Nicholas Brice his Attorney aforesaid, And the Sheriff of Baltimore County aforesaid, to wit, James Wilson Gentleman, to whom a Copy of the said declaration in Ejectment, and notice aforesaid was in form aforesaid made and sent, certifies to the Court here the service thereof, in form following, to wit,

"Copy served the 1st. October. James Wilson Shff"

Whereupon the said Timothy Seekright Lessee as aforesaid, by his Attorney aforesaid, prays that the said Thomas Troublesome the Defendant, the said David Elphinstone the tenant in possession of the said premises, or those under whom he claims to the declaration aforesaid may appear; And thereupon the said David Elphinstone by William M'. Mechen his Attorney, in pursuance of the notice aforesaid, comes into Court here, Whereupon it is ruled by the Court here, with the consent of the said Timothy Seekright lessee as aforesaid, by his Attorney aforesaid and the said David Elphinstone (who claims the title in question, by his Attorney aforesaid, that the said David Elphinstone be admitted defendant in the place of the now defendant Thomas Troublesome, the casual Ejector, and that he immediately receive a declaration and plead thereto the General issue; and at the trial thereon to be had, the said David Elphinstone shall appear in his proper person, or by his Attorney or Counsel and confess the lease, entry, and actual ouster and expulsion of so much of the tenements in the declaration of the said Timothy Seekright lessee as aforesaid, as is in the possession of the said David Elphinstone, or his tenants or of any other person claiming by or under his title, or in default thereof, that Judgment be entered against the now defendant, Thomas Troublesome, the casual Ejector, but that prosecution be staid against him until he makes default in any of the premises; And it is further ruled by the Court here, with consent of Counsel, that if, by reason of such default, the said Timothy Seekright lessee as aforesaid, shall become non suit at the trial, the said David Elphinstone shall take no advantage

(thereof