At which mentioned second Tuesday of October being the ninth day of the same month in the year of our Lord one thousand eight hundred and four and the return day of the service of a copy of the aforegoing declaration comes into the General Court here the said John Penn Lessee of the said Thomas Plummer by his attorney aforesaid and the Sheriff of Anne Arundel County aforesaid to Wit Jasper Edward Tilly Gentleman to whom a copy of the said declaration in Ejectment and notice aforesaid was in form aforesaid made & sent certifies to the court here the service thereof in form following to Wit service the 6th of October 1804 J. E. Tilly Sheriff

Whereupon the said John Penn Lessee as aforesaid by his attorney aforesaid prays that the said Richard Penn the defendant the said John Plummer the Tenant in possession of the said premises or those under whom he claims to the declaration aforesaid may appear and therefore the said John Plummer by John Johnson 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 John Penn Lessee as aforesaid by his attorney aforesaid and the said John Plummer who claims the title in question by his attorney aforesaid that the said John Plummer be admitted Defendant in the place of the then defendant Richard Penn 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 John Plummer 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 John Penn Lessee as aforesaid as is in the possession of the said John Plummer 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 Richard Penn the Casual Ejector and that prosecution be stayed against him until he makes default or any of the premises and it is further ruled by the Court here with the consent of Counsel that by reason of such default the said John Penn Lessee as aforesaid shall become nonsuit at the Trial the said John Plummer shall take no advantage thereof but shall pay to the said John Penn Lessee as aforesaid his costs and so forth.

and it is further ruled by the Court here that if upon the Trial of the said issue a verdict shall be given for the said John Plummer or if the said John Penn Lessee as aforesaid shall not prosecute his declaration upon any other cause than for the not confessing lease entry and ouster as aforesaid then the said Thomas Plummer Lessee of the aforesaid John Penn shall pay costs and so forth and thereupon the aforesaid John Penn Lessee as aforesaid by his attorney aforesaid declares against the said John Plummer in the plea aforesaid in manner and form following to Wit Western Shore State of Maryland Anne Arundel County to John Plummer late of Anne Arundel County yeoman was attached to answer unto John Penn in a plea wherefore with force and arms and so forth at Anne Arundel County aforesaid he entered into all that Tract or parcel of plantable Land called Howards Patapsco Range lying and being in Anne Arundel County aforesaid which Thomas Plummer demised to the said John for a Term of years which is not yet expired and Ejected him from his said farm and other wrongs to the said John there did to the great damage of the said John and against the peace government and dignity of the State and so forth And whereupon the said John by Richard Ridgely his attorney complains that the said Thomas Plummer heretofore to Wit on the first day of January in the year of our Lord one thousand eight hundred and four at Anne Arundel County aforesaid had demised to the said John all that the said Tract or parcel of plantable Land called Howards Patapsco Range with the appurtenances to have & to hold the same to the said John and his assigns from the first day of December then last past for & during & unto the full end and term of fifteen years from thence next ensuing and fully to be complete & ended by virtue of which said demise the said John entered into the said Tract or parcel of plantable Land with the appurtenances and was possessed thereof and being so possessed thereof the said John Plummer afterwards to Wit on the said first day of January in the year Eighteen hundred and four aforesaid with force and arms that is to say with swords staves and knives at the County aforesaid entered into the said Tract or parcel of plantable Land with the appurtenances which the said Thomas Plummer had demised to the said John in manner aforesaid for the Term aforesaid which is not yet expired and Ejected the said John from his said farm and other wrongs to the said John then and there did to the