truth in the premises upon their oath do say that the said John Peter is guilty of the trespass and ejectment aforesaid in manner and form as the said Richard Penn lessee of the said George Jacob Schley within complains against him. Therefore it is considered by the Court here that the said Richard Penn lessee of the said George Jacob Schley recover against the said John Peter devisee of the said John Peter his term aforesaid yet to come of and in the said one house one barn one stable one Garden one orchard and one hundred acres of Land twenty acres whereof is wood land twenty acres meadow land and sixty acres arable land with the appurtenances and the sum of twenty four pounds fifteen shillings and nine pence current money and three thousand six hundred and thirty pounds of tobacco by the court now here adjudged unto the said Richard Penn lessee of the said George Jacob Schley for his costs and charges by him about his suit in this behalf expended and the said John Peter devisee of the said John Peter in mercy &c and so forth. Memorandum Judgment was rendered in this action on the 12th day of August 1806. Test. William Ritchie clerk.

Memorandum before the Jurors aforesaid withdrew from the bar of the court here the said John Peter devisee of the said John Peter by his attorney aforesaid tendered to the Court here his bill of exception and which was by the court here signed and sealed and which is in form following to wit, George Jacob Schleys Lessee vs. John Peters devisee In the trial of this cause the plaintiff by his counsel to support the issue on his part produced and read in evidence to the Jury a grant for the tract of land called Lost and found dated 23 April 1748. — Joseph Beall (son ofNinian) pat. 85a Lost and found Charles &c

Know ye that for and in consideration that Joseph Beall (son of Ninian) of Prince Georges County in our said province of Maryland hath due unto him eighty five acres of land within our said province by virtue of so much part of a warrant for one hundred acres granted him the twenty first day of October seventeen hundred and fifty seven as appears in our land office and upon such conditions and terms as are expressed in our conditions of plantation of our said province bearing date the fifth day of April sixteen hundred and eighty four and remaining upon record in our said province together with such alterations as in them are made by our further conditions bearing date the fourth day of December sixteen hundred and ninety six together also with the alterations made by our instructions bearing date at London the twelfth day of September seventeen hundred and twelve and registered in our Secretarys office of our said province together with a paragraph of our instructions bearing date at London the fifteenth day of December seventeen hundred and thirty eight and registered in our Land office we do therefore hereby grant unto him the said Joseph Beall (son of Ninian) all that tract or parcel of land called Lost and found

(beginning)

beginning at a bounded white oak standing on the head of a bottom and on the north branch of uppermost Bennetts Creek running thence south sixty six degrees west sixty five perches, thence South five degrees west forty perches then south thirty degrees west twenty six perches then south twenty two degrees west one hundred and eighty perches then south twenty seven degrees West thirty perches then south sixty two degrees west fifty perches then South twenty perches, then East forty four perches, then North fifty seven degrees East fourteen perches, then North twenty seven degrees, East twelve perches, then North fourteen degrees, East eighteen perches, then North forty seven degrees, East thirty perches, then North eighteen degrees, East thirty six perches then North thirty seven degrees East sixty four perches, then North twenty nine degrees East seventy four perches, then North eighty nine degrees East fifty two perches, then North twenty degrees West thirty six perches, then by a straight line to the beginning tree containing and now laid out for eighty five acres of land more or less according to the certificate of survey thereof taken and returned into our Land Office bearing date the twenty third day of April seventeen hundred and forty eight and there remaining together with all rights profits benefits and privileges thereunto belonging (royal mines excepted) to have and to hold the same unto him the said Joseph Beall (son of Ninians) his heirs and assigns forever to be holden of us and our heirs as of our manor of Calverton in free and common soccage by fealty only for all manner of services yielding and paying therefore yearly unto us and our heirs at our receipt at our city of Saint Marys at the two most usual feasts in the year viz: the feasts of the annunciation of the blessed Virgin Mary and Saint Michael the arch angel by even and equal portions the rent of three shillings and five pence sterling in silver or gold and for a fine upon every alienation of the said land or any part or parcel thereof one whole years rent in silver or gold or the full value thereof in such commodities as we and our heirs or such officer or officers as shall be appointed by us and our heirs from time to time to collect and receive the same shall accept in discharge thereof at the choice of us and our heirs or such officer or officers aforesaid provided that if the said sum for a fine for alienation shall not be paid unto us and our heirs or such officer or officers aforesaid before such alienation and the said alienation entered upon record either in the provincial Court or County Court where the same parcel of land lyeth within one month next after such alienation then the said alienation shall be void and of no effect given under our great seal of our said province of Maryland this twenty third day of April anno domini seventeen hundred and forty eight.

Witness our trusty and well beloved Samuel Ogle Esq. lieutenant General and chief Governor of our said province of Maryland chancellor and keeper of the great seal thereof.

(The great seal) Sam. Ogle Chan.

(Ino)