his costs &c. and it is further ruled by the Court here that if upon trial of the said issue a verdict shall be given for the said Jacob Houser or if the said John Denn 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 Joseph Chapline lessor of the aforesaid John Denn shall pay costs &c. and thereupon the said John Denn lessee as aforesaid by his attorney aforesaid declares against the said Jacob Houser in the plea aforesaid in manner and form following to wit:

Western Shore State of Maryland Washington County ss.

Jacob Houser late of Washington County was attached to answer unto John Denn in a plea wherefore with force and arms &c at Washington County aforesaid he entered into all that tract or parcel of plantable land called Hunting ground lying and being in Washington County aforesaid containing one hundred acres with the appurtenances which Joseph Chapline demised to the said John Denn for a term of years which is not yet expired, and ejected him from his said farm and other wrongs to the said John Denn there did to the great damage of the said John Denn and against the peace government and dignity of the State &c. And whereupon the said John by Samuel Hughes junior his attorney complains that the said Joseph Chapline heretofore to wit, on the first day of April in the year of our Lord one thousand eight hundred and seven at Washington County aforesaid had demised to the said John Denn all that tract or parcel of plantable land called Hunting ground lying and being in the County aforesaid containing one hundred acres with the appurtenances to have and to hold the same to the said John Denn and his assigns from the first day of April then last past for and during and unto the full end and term of five years thence next ensuing and fully to be compleat and ended by virtue of which said demise the said John entered into the said tract or parcel of land with the appurtenances and was possessed thereof and being so possessed thereof the said

Jacob afterwards to wit on the said first day of April in the year of our Lord one thousand eight hundred and seven 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 Joseph Chapline 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 great damage of the said John and against the peace government and dignity of the State &c. Whereupon the said John saith he is injured and hath damage to the value of two thousand dollars and therefore he brings his suit &c.

Samuel Hughes Jr plaintiffs atty. Pledges John Doe & Richard Roe.

Thereupon on motion of the said Jacob Houser by his attorney aforesaid leave is given by the court here to the said Jacob Houser to ascertain his defence and answer to the declaration aforesaid of the said John Denn lessee as aforesaid in the plea aforesaid until the fourth monday of october next the same day is given to the said John Denn lessee as aforesaid &c.

At which said fourth monday of october being the twenty sixth day of the same month in the year of our Lord one thousand eight hundred and twelve till which said day the said Jacob Houser had leave to ascertain his defence and answer to the declaration aforesaid of the said John Denn lessee as aforesaid in the plea aforesaid comes again into court here as well the said John Denn lessee as aforesaid by Samuel Hughes Jr and Philip B Key Esquires his attorneys as the said Jacob Houser by his attorney aforesaid and the said Jacob Houser by his attorney aforesaid defends the force and injury when &c and takes defence according to the pretensions as they shall appear to be laid down on the return of a warrant of resurvey to be issued in the cause and says that he is not guilty of the trespass and ejectment aforesaid in the declaration aforesaid mentioned in manner and form as the said John Denn lessee as aforesaid above against him complains and of this he puts himself upon the country and the said John Denn lessee as aforesaid in like manner; and thereupon on the motion of the said John Denn lessee as aforesaid by his attorney aforesaid it is ordered by the Court here that the writ of the State