court of Charles with the writ of the State of Maryland of Procedendo to the said County Court directing them to proceed in the action aforesaid and to a new trial thereof, in the same manner as if no trial had taken place or any appeal had been prosecuted. It is also considered by the Court of appeals here that the said Daniel Kennedy Executor as aforesaid recover against the said Margaret Fowke the sum of forty eight dollars and forty six cents by the Court here adjudged unto the said Daniel Kennedy Executor as aforesaid on his agreement for his costs and charges by him laid out and expended about his prosecution of the appeal aforesaid and that the said Daniel Kennedy executor as aforesaid have thereof execution &c.

The record and proceedings aforesaid with the said writ of Procedendo are therefore remitted to the clerk of the said county court of Charles accordingly &c.

Test Th Harris clk

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Daniel Purl's Lessee
vs
Benjamin Duvall of Elisha

Be it remembered, That now here on the first monday in December being the first day of the said month, in the year of our Lord, one thousand eight hundred and seventeen the chief Judge and associate judges of the first Judicial district of Maryland, in pursuance of the act of assembly in such case made and provided, transmit to the court of appeals here the record of proceedings of a plea which was lately depending before them in the County court of Prince Georges between John Den Lessee of Daniel Purl plaintiff, and Benjamin Duvall of Elisha defendant, and wherein the said County court gave judgment for the said Benjamin Duvall of Elisha against the said John Den lessee as aforesaid and from which said judgment the said John Den lessee as aforesaid appealed unto the Court of appeals here, the tenor of which said record of proceedings is in form following, to wit:

Maryland Prince Georges County Set.

At a county court of the first Judicial District of the said State begun and held at Upper Marlborough Town in and for Prince Georges County aforesaid on the first monday in September being the first day of the same month in the year of our Lord one thousand eight hundred and seventeen and the forty second year of the Independence of the United States.

Present

The Honorable John Johnson chief judge; Edmund Key and John R Plater } associate judges

Basil Bowling Esquire sheriff. John Read Magruder clerk

In the records and proceedings of the said court amongst others is the following to wit.

J Law
J Wiley } Daniel Purls Lessee
vs
J Cl
J D Stone } Benjamin Duvall of Elisha

Prince Georges County to wit:

Be it remembered that heretofore to wit on the nineteenth day of March in the year of our Lord one thousand eight hundred and thirteen John Den Lessee of Daniel Purl by John Law his attorney filed in the County court of the County aforesaid his declaration against Richard Fen in a plea of Trespass and ejectment with a notice thereto annexed in form following to wit:

Prince Georges County State of Maryland Set.

Richard Fen late of Prince Georges County was attached to answer unto John Den in a plea wherefore with force and arms &c at the County aforesaid he entered into all that tract or parcel of plantable land being a part of a tract or parcel of land called Magruders Plains enlarged bounded and described as follows beginning for the same at the end of a line drawn north twenty one degrees and fifteen minutes East thirty eight and a half poles from the end of thirty poles on the sixth line of a part of said tract heretofore deeded by John B Magruder to John Soper and running thence north eighty seven degrees East one hundred and forty nine poles to the line of the seven acres part of said tract heretofore sold by the said John B Magruder to Philip Lee then with said seven acres and a five and one acre lot as heretofore sold by the said John B Magruder to J D and Jos Philip Lee north twenty seven degrees