and the Counsel for each of the said parties having stricken out four persons from the said list, thereupon the remaining twelve persons being called come, that is to say Thomas C Jenkins, Robert Johnson, William B Hobbs, John Roland Holloway, Walter Williams, John Ramsburg, Cornelius Manning, Jacob B Hance, John Horn, John Scott, Henry G Busey and Otza Wilson who being impannelled and sworn to say the truth in the premises upon their oath do say that the said Rezin Hammond is not guilty of the trespass and Ejectment afore said, as the said Rezin Hammond above by pleading hath alleged. Therefore it is considered by the Court here that the said John Goodtitle Lessee as aforesaid take nothing by his declaration aforesaid, but for his false complaint against the said Rezin Hammond be in mercy &c. and that the said Rezin Hammond go thereof without day &c. And it is further considered by the Court here that the said Rezin Hammond recover against the said John Goodtitle Lessee as aforesaid the sum of One dollar and fifty Cents and quantity of twelve thousand nine hundred and sixty five pounds of Tobacco for his costs and charges by him laid out and expended in and about his defence in this behalf sustained to the said Rezin Hammond by the Court here adjudged and so forth: and that the said Rezin Hammond may have Execution thereof.

Test In° Green Clk.

Maryland &c. I hereby certify that the foregoing is truly taken from the record of proceedings of the General Court for the Western Shore. In Testimony whereof I hereunto subscribe my name and affix the seal of office of the said General Court this tenth day of April in the year of our Lord one thousand eight hundred and four, and in the twenty ninth year of the Independence of the United States of America.

Seal

In° Green Clk. Genl Court W.S.

The Defendant also further offered in Evidence that the aforesaid Patents dated and Grantee of Dorsey Israel the Original and Dorsey Israel the Resurvey only actually entered respectively by entries of the said respective Grantees metes and bounds upon the said land situate on the East side of the first Patent, and that all the land on the West side of Patent contained within the limits of

of Dryer Inheritance according to the first location thereof made by the Defendant was long before the said Resurvey of Dorsey Israel entered upon by said Samuel Dryer and held and possessed and and occupied by him, and that the same hath and since been held possessed and and occupied exclusively by the said Samuel Dryer and those holding under him claiming the same as their property and right. The Defendant also offered in Evidence the following agreement and which the plats and Certificates aforesaid in this cause, have been made signed by the Lessor of the Plaintiff and Thomas H Bowie on behalf of the Defendant to wit.

Richard Ridgely Lessor against Sarah Hammond	Action of trespass and Ejectment Ann Arundel County Court

It is agreed that the plats and explanations that are made out and returned to the last General Court in the suit Daniel Dorsey Lessee of the use of Richard Ridgely against Colonel Rezin Hammond shall be transmitted & used by the Surveyor and returned under the warrant of Resurvey issued in this cause and be taken as Evidence on the trial of this cause as also all the depositions that are taken and returned in the said suit Dorsey for use of Ridgely against Colonel Hammond also all the facts that were admitted in the said suit shall be admitted in the present suit.

It is also agreed that either party may if they think proper make any further locations or amendments to the said plats

July 21st 1817. R. Ridgely for self
T H Bowie

The Defendant offered Evidence that no patent was ever issued upon the said Certificate of Attempt, but that the said Survey was abandoned. He also offered in Evidence that the locations made by the Defendant where they differ from the locations of the Plaintiff are correct.

Whereupon the Plaintiff by his Counsel prayed the Opinion of the Court and that direction to the Jury that the true construction of the Grant first that of Lynn called Dryers Inheritance is to run the fourth line thereof binding on Patterson run from the boundary acquitted by the parties in this cause marked on,