541 And the said Theodorus Bonner by Thomas Mannonara and Dan Dulaney his attorneys Comes and prays that the writt and return afs for the Insufficiency thereof may be Quashed — Whereupon all and Singular the allegations relateing to the Plaintiffs afs as well of the said pltff as the said deft by their Attorneys afs being by the Court here seen heard and fully understood and mature delibd thereupon had. It is therefore Considered by the Justices here of the day of April anno Dom 1715 afs that the said writt & Mary Gerrish & the said Turbut Eyre be Quashed and that the said Theodorus Bonner have thereof his Costs without day

And also it is Considered by the Justices here of the same day & year last mentioned that the said Theodorus Bonner recover against the said Wright & Mary Gerrish and said Turbut Eyre as afs the summe of

924 pounds of tobacco by the Court here adjudged unto him for his Costs and Charges by him about his said Suite in this behalf laid out and Expended according to forme of the Statute to be levyed of the Goods and Chattells which were of the said John Conway at the time of his death in their hands remaining to be administred if so much thereof in their hands they have & the same thereof in their hands they have not to the Value of the said Costs of the proper Goods and Chattells of the said Wright & Mary and said Turbut Eyre

Mr. John Sunnet lessee of Tho. Pickrole } Mary Land ss.
Hogan & Edward Cash & John Jackson } Humphrey Hogan of Talbott County planter was attached to
lessees answer unto John Sunnett of a place with force & Armes &c into all that Tract of Land called Cannolls neck being part of a certaine five hundred acred tract of Land granted unto a certaine Thomas Gerrard Esqr lying in Talbot County on the South side of Choptank River in a branch called the Eastern branch by a stake of the branch Beginning at a marked white oake upon a point and running for Breadth North East fifty pts to another white oake upon a point bounding on the East by the said branch and from the said oake for length three hundred and twenty pts and by a line drawn North East from the end of the last South East line one hundred pts and by a line drawn South East from the end of the last North East Line one hundred pts and by a line drawn South West from the end of the last South East Line one hundred and Sixty pts untill it intersects a parallel drawn from the Eastern branch by the beverdam on the west by the Eastern branch on the north by the first north East line containing and laid out for two hundred acres more or less with the appurtenances which Thom. Pickrole planter to the said Sunnett by Deed bearing date the 20th day of Feb. 1714 for the term of 21 years not yet Expired demised did enter and the same from the said Farm and premises did eject and other harmes to him did long great damage &c. and against the peace &c.

And thereupon the same Jno by Thomas Mannonara his attorney Complains that whereas the said Hogan the second day of August in the year of our Lord One thousand Seven hundred and fourteen at Talbot County aforesaid demised to the said John the said Farme of land and premises with the appurtenances to have and Enjoy the same unto him the said John and his assigns from the said second day of Aug. next ensuing the date of the year of our Lord One thousand Seven hundred and fourteen aforesaid unto the full end and term of Eleven years from thence next ensuing and fully to be Compleat and ended by virtue of which demise the same John afterwards entered and being so thereof possessed and the said Hogan being so thereof possessed the said Humphrey Hogan afterwards to wit the twelfth day of Aug. in the year of our Lord God one thousand Seven hundred and fourteen aforesaid and armed &c into the said land and premises with the appurtenances which the said Hogan by Sam. Ives in forme aforesaid demised for the term of Eleven years which is not yet Expired and the said Quantion his Farm aforesaid did eject and other harmes to him did long great damage &c. to the said John &c to the value of one hundred & twenty pounds Sterling whereupon the said Jno saith he is damnified & hath Cost to the value of one hundred & twenty pounds Sterling and therefore he brings Suit &c. Jno Dod & Ad Roo

The writing foregoing deed was annext the following rule Viz.

Sr I am sued for the land and premises with the appurtenances in this declaration whereof you are in Possn. So that if you intend to defend your title thereto it will be absolutely necessary for you to employ an attorney to appear & plead for you at the next Provincial Court to be held at the City of Annapolis the second tuesday of April next otherwise Judgment will be obtained against me by default and you will be turned out of Possn

To Edw Cassell and Tobi Jackson Esqrs in possn of the land & premises in the deed mentioned — From yr Friend — Hum: Hogan 20 Feb 1714

At which said second tuesday of April to wit the 12th day of the same month Anno Dom 1715 Comes into Court Mr. Britain Jones Procatuar and makes oath that he did serve a Copy of the deed in this action to John Jackson one of the Comts in this action and that he owned the same before —

And thereupon the said pltff by his attorney afs prays that Mr. Dod or John Jackson one of the Comts in this action or his Attorney under whom he Claims to his deed afs may answer but Mr. Humphrey Hogan one of the Comts and ... do not appear to the deed afs according to the rule afs but make default —

It is therefore Considered by the Justices here the day & year last mentioned that Mr. John Sunnet lessee of the said John Pickrole recover against Mr. Humphrey Hogan his term to come & unexpired of in and unto the said Tract of land called Cannolls neck with the appurtenances thereunto belonging afs and that he have thereof his pltff afs against the said Humphrey Hogan and the said deft be taken &c

And the said Edward Cash the other deft in the action by Thomas Bordley his attorney appears — And it is ordered by the Court by the consent of Thomas Bordley attorney for the said pltff and Mr. Bordley attorney for the said Cash of Talbott County planter that the same Edward Cash be admitted to defend the land & premises in question and shall appear by his attorney afs and will not delay the said pltff but shall receive a Verdict and plead the same issue thereon and to have a trial thereof (Mr. Thomas Bordley)