Demised for a Term which is not yet past hath Entered and him from his Farm aft hath Ejected and Other harmes to him hath done to the great Damage of him the said John Beale esq. & Whereupon

And Whereupon the said John Beale by Thomas Bordley his Attorney Complains that whereas the aft Rachel the first day of Aprill in the year of our Lord God Seventeen hundred and Twenty One at Cecill County aft did Demise to the aft John Beale the aforesaid Four hundred fifty four Acres of Land and premises with the Appurts To have & to hold to him the said John Beale and his assignes from the Twenty fifth day of March then last past untill the end and Term of Five years from thence next following and fully to be Complete and Ended by Virtue of which Demise the Same John Beale into the aft four hundred & fifty four Acres of Land and premises with the Appurts Entered and was thereof possessed and the same John Beale being so thereof possessed the aft Ephraim Augustine Herman afterwards to wit the same first day of Aprill aft Anno Domi: Seventeen hundred and Twenty one aft with force and Armes into the aft four hundred and fifty four Acres of Land and premises with the Appurts which the same Rachel to the same John Beale in form aft Demised for the term aft which is not yet past Entered and him from his Farm aft Ejected and Other harmes to him hath done to the great Damage of the said John Beale and against the Peace &c Wherefore he says he is the worse and hath loss to the value of three hundred pounds Sterling and thereof he brings his suit &c

Pledges &c John Doe & Richard Roe

And the said Ephraim Augustine Herman by Jno Cumming his Attorney Comes and Defends the force and Injury when &c and takes Defence for a tenement & Land Called Middle Stock part of the premises and his possession and prays Leave to Imparle hereunto until next Court and he hath it and the same day is given to the Plff also

At which said next Court to wit the 10th day of October Anno Domi: 1721 Come again the said Parties Plff and Defend: by their Attorneys aft and the said Defend: by his said Attorney prays for their Leave to Imparle hereunto until next Court and he hath it and the same day is given to the Plff also But for that it Seemed to the Court here that it was absolutely Necessary for the better Information of Court and Jury in the Trutt of the premises that that Tract of Plantatte Land Called Barren lying in Cecil County Laid out for four hundred fifty four Acres of Land more or less Should be Carefully resurveyed and Laid out according to the Lines Markes and bounds thereof as in the Original Certificate of Survey thereof is expressed and to the end that the said Land in Controversy and the Claims and pretentions of both parties might more plainly and Indifferently Appear to the Court and Jury It was Ordered by the said Court that his Lordships Surveyor of Cecil County for the time being or any Other Discreet & Skillfull person in his Absence to be nominated and appointed by the Plff and Defend: in the presence of the Shff of the said County Carefully resurvey and Lay out as well the said Land in Question as any Other Lands Adjacent thereto which shall be thought Necessary by the said Plff & Defend: to be Laid out for the better Illustration of the Matter according to the Claims & pretentions of the Plff in the presence of the Deft if he being Summoned think fit to be present and without any Interruption of the said Deft And likewise Surveyor Lay out the same Land in Dispute as aft according to the Claims and pretentions of the

(Deft)

Defend: in the presence of the Plff if he being Summoned think fit to be present without any Interruption of the Plff and the said Shff was thereby Impowered to Examine upon Oath Any witness or Witnesses that by Either of the said Parties should be produced in relation to the same and the same Surveyor was thereby Commanded to return two fair Certificate and plate thereof drawing the pretentions of the Plff in Black Lines and the pretences of the Deft in Purple Lines as aft under the Hand and Seale of the said Shff: as the Surveyor to the Justices of the said Provinciall Court to be held at Annapolis the second Thursday of Aprill next that the said Justices and Jury being rightly Informed of the truth of the premises might for the proceed therein as to Justice appertains &c ——— At which said Second Thursday of Aprill to wit the 10th day of the same Month Anno Domi: 1722 and next Court aft Comes again as aft the said Plff: as the said Defend: by their Attorneys aft and the said Shff: & Surveyor make return to the Court here of the Warr: to them Directed as aforesaid as followeth Viz: ———

Maryland } To the Honble the Justices of the Provinciall Court Appeare in humble Manner to
Cecil County } Certify that pursuant to a Warrant of Resurvey to me directed with the Sheriff of the said County to Lay out the Claims of Rachel Denton Plff against Hugh Mathews and Nicholas Reader Gentlm Defend: as appears I John Smith Deputy Surveyor of the said County under his Excellency Charles Calvert Esq: Governour of this Province Have according to the Instruction of the Plff by his Attorney Carefully Resurveyed and Laid out the Plffs Pretentions Begining on Middle Stock at the Ebb of the point on the Branch Dividing where Water Not Stood the place of beginning and running thence East North East one hundred Sixty Eight Perches to the River side near the Mouth of a Small Creek or branch thence for Severall round the said South South East forty perches thence East North East Eighteen perches to the head thence East North East one hundred forty Eight perches to the River again near the Mouth of another Small Creek which Water Not declared Either the Company made the Appearance of a Creek at high tide and that he had Allmost Dried out Feet which the Plff desired might be Observed thence for a Severall round that Creek South twenty Stages to the head thereof then on the Same Course forty perches in Order to get over the branches Creek ground then East North East one hundred twenty Six perches to Bohemia River again about ten perches West of the Mouth of a large Creek which the Plff Alledgeth to be the first Creek Mentioned in the Original Survey of Middle Stock that runs in to the said Stock and for Severall round the same South Twenty perches to high water and the same Course Continued forty perches more in Order to get over the Branches of the same then East North East one hundred and Eighty perches then North thirty Eight Degrees Easterly thirty four perches to the Mouth of a Creek which Leadeth up to Bloody Bladder Brough Spring which the Plff Alledgeth to be the Second Creek that is Mentioned in the said Originall Survey of Middle Stock and running into Middle Stock and from the Mouth of the same running South South East four hundred Ninety Eight perches to a branch of Saint Augustines Creek as is Expressed in the said Originall Certificate then bounded with the said branch and Saint Augustines Creek to the Begining at the said Dividing point Containing by a Moderate Computation for One Thousand Acres of Land as Laid down in the black lines in the plat ———

Then the Plff proceeding by his Attorney to have his pretentions of the Land Called Barren Laid out and accordingly begun the same at the westermost bounds of Clifton and proceeded accordingly the Courses of the Certificate of the Same west Sixty perches west and by South one hundred perches South three hundred & Seventy perches South East and by East one hundred perches

(Eastly)