Deft. Alexandr Ray the Sum off.

21 34 — Bounds of Tob; for his Costs and Charges by him about his Suit — in this behalf Said out & Expended to the Defendant in Mercy &c

Ef: 1713. William Hopson Lessee of Nath: Higbie Guardian & Nat: Friend Shipwith Cole } Ann Arundle County ss

Bff: Jf: 1726 James Maccintosh . . . . . } Debt & Detinue

Be it Remembred that heretofore to wit the 17th day of October Anno Domi 1727 James Maccintosh of Ann Arundle County Plaintiff Attached & Answer unto William Hopson of a plea wherefore with force and Armes into ale three five hundred Acres of Plantable Land being parcell of two thousand Acres of Land being part of the Mannour or reputed Mannour of Portland lying and being in Ann Arundle aff, & butting and bounding as followeth Viz — the said five hundred Acres of Land lying and being on the East side of the said Mannour of Portland bounded on the East by a parcell of Land called Burridge bounded on the North by the Manner of Ann Arundle Beginning from a Cruer bounded Tree being the northwest Cruer of the said Lands called Burridge by a Line running from the said tree due west for the length of two Hundred and fifty perches bounded on the west by a line drawn South from the end of the said west line into a Tract or parcell of Land called Burtons parcell bounded on the South by the said Burtons parcell of Land untill it finds into a branch of Bynes Creek then Creeping the said Branch is bounded by a parcell of Land called Burtons meadows untill it meets the above said Land called Burridge in ale Containing the aff, Quantity of five hundred Acres of Plantable Land with the Appurts which Nathaniel Higbie Guardian & Nat: Friend of Shipwith Cole a Minor under the Age of Twenty one years to the said William did Demise for a term of Years which is not yet past hath Entered & him from his Farm aff, hath Ejected and Other Harmes to him hath Done to the Great Damage of him the said William and against the peace &c

And Whereupon the same William by Edmond Jenings his Attorney Complains that Whereas the aff, Nathan: the second day of May in the year of our Lord Seventeen hundred & twenty Seven in Ann Co: aff, did Demise to the aff Wm: the aff, five hundred Acres of Plantable Land with the Appurts To Have and to Hold the same unto the said William from the first Day of May then last past untill the End & Term of Seven years from thence next following & fully to be Compleat & Ended by Virtue of which Demise the same Wm: into the aff, five hundred Acres of Plantable Land with the Appurts Entered and was therof possessed and the same Wm: being so therof possessed, the aff, Jam; afterwards to wit the

(same)

same Second Day of May in the year of our Lord Seventeen Hundred & Twenty Seven aff, with force and Armes &c into the aff, five hundred Acres of Land with the Appurts which the same Nathan: to the said William in form aff, Demised for the Term aff, which is not yet past Entered & him from his Farm aff, Ejected and Other harmes to him hath done to the great Damage of the said William and against the peace &c Wherefore he says he is the Damaged and has Damage to the value of two hundred pounds Ster: & therefore he brings the Suit &c

John Doe } & Rich Roe } Lodged &c

And the said James Maccintosh by Joshua Hoard & Wm: Cummins his Attorneys Comes and Defends the force and Injury when &c and takes Defence for the Land in Dispute & Enter into the Common rule and prays Leave to Imparle hereunto untill next Court and he hath it and the same day is given to the Plaintiff Also

At which said next Court to wit the 21st day of May Anno Domi 1728 Comes again as well the said William Hopson Lessee of the said Nathan: Higbie Guardian of the said Shipwith Cole by his Attorney aff, as the said James Maccintosh by his Attorney aff, and the said James Maccintosh by his said Attorney as before Defends the force and Injury when &c and Saith that he is in wise Guilty of the Trespass & Ejectment aff, in such manner and form as the Plaff, above against him hath Declared and thereof for trial puts himself upon the Country — And the Plaff Also

Whereupon for Trying the Issue aff, Command is Given to the Sheriff of Ann Arundle County that he Cause to Come before the Justices of the Provincial Court at Annapolis the third Tuesday of October next or before the Justices Appointed to take the Assizes in his County Twelve Men Shall before that time to wit on Monday the Ninth day of September next to the County Court House in the County Come, Freeholders good and Lawfull men of his Bailiwick by whom &c Who neither &c Nor Sequence &c because &c with &c

Afterwards the process Continued between the parties aff, on the Plea aff, by the Jury being not therein Sworn Is Adjourned here untill the Third Tuesday of October next, Unless the Justices of his Lordship the Lord Baltimore to take the Assizes in the said County Appointed on Monday the Ninth day of September next to the County Court house in the said County should Come

And now here at this Day to wit the 15th Day of October Anno Domi 1728 Comes into his Lordships Provincial Court as well the said William Hopson Lessee of Nath: Higbie Guard: & Nat: friend to Shipwith Cole by his Attorney aff, as the said James Maccintosh by his Attorney aff, And the Justices of Assize before whom &c Send here their Record before them had in these Words Viz

Afterwards to wit at the day and place Last above mentioned before the Honble Wm: Lock Esq: One of the Lordships Justices of the Prov: Court of the Province aff & John Smith Esq: one other of the Justices of the said Court Appointed to take the Assizes in Ann Co: Came the within named Wm: Hopson Lessee of Nathan: Higby Guard: & Nat: friend of Shipwith Cole by Edm: Jennings his Attorney and the said James Maccintosh by Wm: Cummins his Attorney and the Jurors of that Jury whose of mention is above made being called Likewise Come, (to wit) James Moral, Tho: Hockst:, Robert Sanders, James Nicholson, James Cadle, Charles Griffith, John Maccubbin, John Andrews, Peter Magloire

(Henry)