October Term 1735

The Plaintiff Now the Condition of the above Obligation is such that if the Said John Tilden & thos: Isabella Shall not Pursue the Directions of the Act Intitled an Act for Regulating Writs of Errors & Granting Appeals from & to the Courts of Common Law Within this Province at the Next High Court of Appeals Ensuing & Prosecute the Same Appeale with Effect And also Satisfye & Pay to the s.d John Rawle his Exr.s Admr.s or Assigns in Case thos: Judgment Shall be Affirmed as well the Singular the Damages & Costs Adjudged by thos: Provincial Court as also all Costs & Damages that Shall be Awarded by thos: High Court of Appeals Then the above Obligation Shall be & remain in full force & Vertue Otherwise Ams Effect. John Tilden (seal)

Signed Sealed & Delivered
In the Presence of

Matthew Howard (seal)

Wm Dunnsey
Wm Jennings

Which being read & heard is by the Court here Approved of & Adjudged Ordered that a Fair Transcript of the Proceedings in the Premisses aforesd be Transmitted to the High Court of Appeals Pursuant to the Prayer & Appeal aforesaid.

Ex Thos Yorkson Lessee of Joshua George } Cecil County ss: Be it Remembered
Dd Mathias Vanbobber } that heretofore to wit the 17th Day of October
Anno Domini 1732 Mathias Van Bibber

Late of Cecil County Planter was Attached to Answer unto Thomas Yorkson of a Plea Wherefore with force & Arms into Six hundred Acres of Plantable Land in Middle Neck with the Appurtenances in Cecil County aforesd Which Joshua George unto the Same Thomas Yorkson did Demise for a Term which is not yet past did Enter & him the Same Thomas from his Farm aforesd did Eject & other harms to him did to the Great Damage of the Same Thomas & against the peace of the Lord Proprietary that now is his Good rule & Government

And Whereupon the Same Thomas Yorkson by Wm Jennings his Attorney Complains that Thomas the aforesd Joshua on the Last Day of March Anno Domini Seventeen hundred & thirty two at Middle Neck in Cecil County aforesd did Demise unto the Same Thomas Yorkson the s.d Six hundred Acres of Land with the Appurtenances to have & to hold unto the Same Thomas Yorkson & his Assigns from the Last Day of Feb.y Instant last past untill the full End & Term of Seven Years from thence next following to be fully Compleat & Ended by Virtue of which Demise the aforesd Thomas Yorkson into the aforesd Six hundred Acres of Land with the Appurtenances did Enter & was thereof Possessed & the Same Thomas Yorkson being so thereof Possessed the aforesd Mathias Vanbobber afterwards to wit the Same Last Day of March Anno Domini Seventeen hundred & thirty two with Force & Arms into the s.d Six hundred Acres of Land with the Appurtenances aforesd which the aforesd Joshua George

(unto)

October Term 1735

Unto the Same Thomas Yorkson in form aforesd did Demise for the Term aforesd which is not yet past did Eject & him the Same Thomas Yorkson from his Farm aforesd did Eject & Expell & Amove & other harms unto the Same Thomas Yorkson did to the Great Damage of the Same Thomas Yorkson & Against the Peace of the s.d Lord Proprietary that now is his Good rule & Government Whereby he Saith he is the Worse & hath Damage to the Value of two hundred pounds Sterling & therefore he brings this Suit.

Pro Dam.s & Jnr.s Doe & Rich.d Roe

And the s.d Mathias Vanbibber by Will.m Bockingham his Att.y comes & Defends the Force & Injury when &c. Takes Defence According to his Protections as they Shall Appear to be Laid Down on return of a Warrant of Resurvey to be Issued in this Cause & Enters into the Common Rule & Prays Leave to Imparle hereunto untill Next Court & he hath it & the Same Day is given to the Plff.r also.

At Which s.d Next Court, to wit the 15th Day of May Anno Domini 1733 Comes again the s.d Parties Plff.r & Def.t by their Att.ys aforesd & the s.d Def.t by his said Att.y Prays further Leave to Imparle hereunto untill Next Court & he hath it & the Same Day is given to the Plff.r also.

At Which s.d Next Court to wit the 16th Day of Octo.r Anno Domini 1733 Comes again the said Parties Plff.r & Def.t by their Att.ys aforesd & the s.d Def.t by his s.d Att.y Prays further Leave to Imparle hereunto untill Next Court & he hath it & the Same Day is given to the Plff.r also.

At Which s.d Next Court to wit the 21st Day of May Anno Domini 1734 Comes again as well the s.d Thomas Yorkson by his Att.y aforesd as the s.d Mathias Van Bobber by his Att.y aforesd & the said Mathias Vanbobber by his said Attorney as before Defends the Force & Injury when &c. And Saith he is not Guilty of the Trespass & Ejectment aforesd in such manner & form as the Plff.r above against him hath Complained & this he Prays may be Enquired of by the Country

And the Plff.r also.

Whereupon the Tryal of the Issue aforesd is by the Court here Ordered to be had in Kent County.

And Thereupon for trying the Issue aforesd Command is given to the Sheriff of Kent County that he Cause to Come before the Justices of the Prov.l Court at Annapolis on the third Tuesday in October Next or before the Justices Appointed to take the Assizes in his County if the Shall before that time to wit on Monday the twenty third Day of September Next to the County Court House in the s.d County Twelve Good & Lawfull men of his Bailywick by whom &c. who neither &c to Recognize &c. because as well &c.

Afterwards the Process Continued between the parties aforesd on the Plea aforesd by the Jury being put thereon in Respite hereuntil the third Tuesday in October Next Unless the Justices of his Lordships the Lord Proprietary to take the Assizes in the s.d County Assigned on Monday the Eighteenth Day of September Next to the County Court House in the s.d County Should Come

And now here at this Day to wit the s.d third Tuesday of October being the 15th Day of the same Month Anno Domini 1734 Came again before his Lordships Justices of the Provincial Court here as well the s.d Thomas Yorkson Lessee of Joshua George by his Att.y aforesd as the s.d Mathias Van Bobber by his Att.y aforesd

(But)