to recognize & because as well &c.

Afterwards the Process Continued between the Parties aforesd on the Plea aforesd by the Jury being put thereon in respite here untill the third Tuesday in October next unless the Justices of his Lordship the Lord Propry to take the Assizes in the said County assigned on Wednesday the Seventeenth Day of September next to the County Courthouse in the said County should Come.

And now here at this Day to wit the said third Tuesday of October being the 21st Day of the same Month Anno Dom 1738 Comes again before his Lordships Justices of the Provincial Court here as well the said John Bearcable lessee of the said Charles Diggs by his Attorney aforesd as the said Robert Jarman by his Attorney aforesd But the Sheriff hath not sent his Writ Whereupon the process aforesd between the parties aforesd on the Plea aforesd is further Continued untill next Court And the same Day is given to the Plff & Deferdt also.

At which said next Court to wit the 18th Day of May Anno Dom 1736 — Comes again as well the said John Bearcable lessee of the said Charles Diggs by his Attorney aforesd as the said Robert Jarman by his Attorney aforesd Whereupon for trying the Issue aforesd Command is again given to the Sheriff of Queen Annes 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 if they shall before that time to wit on Wednesday the Twenty Second Day of September next to the County Court house in the said County Cause Twelve good & Lawfull Men of his Bailywick by whom &c who neither &c to recognize — in form aforesd.

Afterwards the Process Continued between the Parties aforesd on the Plea aforesd by the Jury being put thereon in respite here untill the third Tuesday of October next unless the Justices of his Lordship the Lord Propry to take the Assizes in the said County assigned on Wednesday the Twenty Second Day of September next to the County Court house in the said County should Come.

And now here at this Day to wit the said third Tuesday of October being the 19th Day of the same Month Anno Dom 1736 Comes again into his Lordships Provincial Court here as well the said John Bearcable lessee of the said Charles Diggs by his Attorney aforesd as the said Robert Jarman by his Attorney aforesd But the Sheriff hath not sent his Writ Whereupon for Trying the Issue aforesd Command is again given to the Sheriff of Queen Annes County that he Cause to Come before the Justices of the Provincial Court at Annapolis the third Tuesday of May next or before the Justices appointed to take the Assizes in his County if they shall before that time to wit on Wednesday the Twentyeth Day of April next to the County Court house in the said County Cause Twelve &c to recognize in form aforesd.

Afterwards the Process Continued between the parties aforesd on the Plea aforesd by the Jury being put thereon in respite here untill the third Tuesday of May next unless the Justices of his Lordship the Lord Propry to take the Assizes in the said County assigned on Wednesday the 20th Day of April next to the County Court house in the said County should Cause.

And now here at this Day to wit the said third Tuesday of May being the 17th Day of the same Month Anno Dom 1737 Comes again into his Lordships (Provincial)



Provincial Court here the said Parties Plff & Defendt by their Attorneys aforesd But the Sheriff hath not sent his Writ Whereupon the Venire in this Cause is by the Court ordered to be had in Prince George's County. Whereupon Command is given to the Sheriff of Prince Georges County that he Cause to Come before the Justices of the Provcl Court at Annapolis the third Tuesday of October next or before the Justices appointed to take the Assizes in his County if they shall before that time to wit on Fryday the 30th Day of September next to the County Court house in the said County Cause Twelve &c by whom &c who neither &c to recognize inform aforesd.

Afterwards the Process Continued between the Parties aforesd on the Plea aforesd by the Jury being put thereon in respite here untill the third Tuesday of October next unless the Justices of his Lordship the Lord Propry to take the Assizes in the said — County assigned on Fryday the 30th Day of September next to the County Court house in the said County should Cause.

And now here at this Day to wit the said third Tuesday of October being the 18th Day of the same Month Anno Dominni 1737 Comes into his Lordships Court here as well the said John Bearcable lessee of the said Charles Diggs by his Attorney aforesd as the said Robert Jarman by his Attorney aforesd And the Justices of Assize before whom &c sound here their Record before them had in these Words (Viz:)

Afterwards to wit at the Day & Place last abovementioned before the Honble Robert Gordon & Benjn Young Esqrs two of the Justices of the Provincial Court assigned to take the Assizes in Prince George's County according to the form of the Act of Assembly &c Came as well the within named John Bearcable lessee of Charles Diggs by his Attly aforesd as the said Robert Jarman by his Attorney aforesd And the Jurors of that Jury whereof mention is above made being Exarted likewise Come to wit Osborn Sprigg Thomas Harwood Richard Lanham Alexander Magruder jun Zepheniah Wade Jeremiah Belt Benjamin Belt jun Thomas Owen Nathaniel Wickham jun Thomas Hillary Minian Beall jun & Minian Magruder who being Duly Sworn & Sworn to say the Truth in the Premisses upon their Oath do say that they find the Lease Entry & Ejectment in the Declaration mentioned & that the Land in the Declaration mentioned were granted to Wm Diggs Father of the Lessor of the Plff (which Grant follows in these Words (Viz:) Charles &c To all Persons to whom these presents shall Come in our Lord God Everlasting Know ye that for & in Consideration that William Diggs of St Mary's County in our Province of Maryland Esqr hath Due unto him One thousand & fifty Acres of Land by Renouncement of a Warrant for the same Quantity granted unto Jesse Wharton late of this Province Esqr Deceased the Seventeenth Day of November Anno Dominni — One thousand Eighe hundred Seventy three due to him for transporting himself and Twenty Persons more into this Province to inhabit & with whose Widow & Relict the said William Diggs intermarried & upon such Conditions & Terms as are Expressed in the Conditions of Plantation of our late Father Cecilius &c of Noble Memory according to his Declaration bearing Date the Two & twentieth Day of September Anno Dominni One thousand six hundred & fifty Eight with such Alterations as in them is made by his Instructions to us bearing Date the Eight & twentieth Day of July — thousand Eighe hundred Sixty Nine & the one & Twentieth Day of March then next following all being & remaining upon Record in our said Province of Maryland We do hereby Grant unto him the said William Diggs All that Tract or parcell (of)