" Commodities whatsoever as are Contained and Specified in a Certain Schedule hereunto
" annexed To have and to hold all and Singular the Land or Plantation afs. with all the
" Hereditaments, Rights, Priviledges, Goods, Chattels and Imployments Servants Horse
" Mare Cattle and Hogs and all other Commodities afore named mentioned or expressed or
" Contained in the Said Schedule aforesaid to the afs. Justinian Gerrard his Heirs to his and
" their proper Peculiar Uses and Behoof forever thereof and therewith to do Use and Dispose
" at his and their Will and Pleasure as of his or their proper Estate Goods & Chattels without any
" manner of Chalenge Claim or demand of me the said Thomas Gerrard or of any other
" Person or Persons whatsoever for me in my Name by my Cause means or procurement
" and without any Money other things therefore to be Yielded paid or done unto me the said
" Thomas Gerrard or to any other Person or Persons in any manner of way or Condition
" whatsoever unto me relating Saving unto me the said Thomas Gerrard one Barrel of Indian
" Corn and a couple of Cocks Rent Yearly to be paid at the Manor House of St. Clements
" fifty days before or after the Feast of the Nativity of our Blessed Saviour And I the said
" Thomas Gerrard all and Singular the above Granted Given and Bequeathed Premisses unto
" him the said Justinian Gerrard and his Heirs to the Use afs. against all Persons do and
" shall Warrant and forever defend by these Presents; Nevertheless it is the True Intent
" and meaning of these Presents and be it hereby Provided that in Case the said Justinian
" Gerrard shall happen to dye or depart this mortal life without Issue either Male or Female of his
" Body Lawfully Begotten, That then in such Case the above said Land or Plantation
" shall Revert unto the Heirs of him the said Thomas Gerrard Surviving And furthermore
" Know ye That I the said Thomas Gerrard in Presence of the Witnesses whose Names
" are hereunto Subscribed have put the said Justinian in full Peaceable and Quiet Possession
" of all and singular the afs. Premisses by delivery of the Land by Turf and Twigg and of
" the other part of the Premisses by Ordering and Saying Justinian go take Possession of
" all the Premisses contained in the Deed and Schedule hereunto annexed to thine and
" thy Heirs Use & Uses as is Expressed in the said Deed In Confirmation hereof I have
" hereunto set my hand & Seal the Twentieth Seven day of May in the fifteenth Year of
" the Reign of our Sovereign Lord Charles the Second King of Great Britain France and
" Ireland Defender of the Faith &c." "Tho: Gerrard the Seal" "Thomas Gerrard Esq.
" did Sign Seal and Deliver the Deed on the other side as his Peall Voluntary Act & Deed
" together with Possession of the Land and other things Expressed in the Schedule hereunto
" Annexed in manner and form as is expressed in the said Deed in Presence of Us
" Thomas Notley, John Smyth, Thomas Cuheley, the mark of John Gee Clause
" Cornelison" "Thomas Gerrard and John Smyth appeared before me and made Oath
" That Thomas Gerrard Esq. did Sign Seal and Deliver the within Deed as his Act and
" Deed unto Justinian Gerrard & gave Livery & Seisin of all the Particulars as is
" above mentioned Given under my hand the 30th day of August 1664. "Robert Slye"
" A Schedule of Several Goods & Chattels relating to the Deed unto which these
" are Annexed Given and Granted by me Thomas Gerrard Esq. unto my son Justinian
" Gerrard and unto his Heirs forever according to the said Deed being as followeth
" One Bed Boulster Pillows Blankets Rugg & Sheets, two Iron Pots, one Brass Kettle with
" a Parcel of Milk Trays and Payles, Two Saws, one beating Pestle, three Pewter Dishes
" two Ringers two Silver Spoons four Guns a fowling Piece Seven Falling Axes
" fourteen Hoes together with all other Household Stuff now in the Dwelling House of

(the)

" the Plantation not here Named or Expressed or which doth here belong or appertain Six Men
" Servants by Name William Witts, Mark Rumley, Thomas Dufordane John Dawk Jeremiah
" Donowfow Years to Serve Nicholas Shidmore one Horse one Mare Seven Cows and four Calves
" one Bull fourteen or Oxen Twenty one head of Hogs or Swine together with their Increase
" all together in Number Thirty eight, Cash Convenient for Packing all the Crop that shall be
" made this next Crop on the Plantation to say the Crop of Tobacco one great Chest of Drawers
" one Chest for Cloathes one Saddle for a Horse all the Poultry now belonging to the Plantation
" five Yoes and a Ram a Pewter drinking Cup one Dozen of Wooden Trenchers a Lance Gun
" and other Provisions for the above Servants this present Year 1664 Bedding for the Servants
" one Damask Table Cloth half a Dozen Napkins half a Dozen Towels" "The above Parti-
" culars together with the Land Expressed in the Deed as part of the said Justinians Portion
" Given him by Wild Witness my hand" "Tho: Gerrard."

Exd. (The Prov. Court Seal) "In Testimony that the aforegoing Deed is a true Copy taken from Lib. No. O Fol. Wom
" of the Land Record Books belonging to the Provincial Court of Maryland the Seal of
" the said Court is hereunto Affixed this 12th day of April 1744
" The Charge of this comes to 322/2. Fol." "H. Burdus Clk."

The Plaintiffs Counsel Invited that this Office Copy of a Deed should not be given in Evidence to the Jury But the Court did allow the same to be read to the Jury for which Reason the Plaintiff Excepted

The Defendant further Offered in Evidence an Office Copy of a Patent to Thomas Gerrard the Person mentioned in the above Copy as Donor of the Land in Question in these Words

" Cecilius Lord Propry. of Maryland &c. To all Persons to whom these Presents shall come
" Greeting Know Ye that We for and in Consideration that Thomas Gerrard Gent. hath at his own
" Charge in the Year 1637, 1638 and 1640 Transported Twenty able Men into our said Province
" of Maryland to Plant and Inhabit there and likewise hath Assigned to him two Thousand
" Acres of Land from Mr. John Lewger Esq. Secretary of our said Province to whom by special
" Warrant We had Granted the same have of and with the Advice of our dear Brother Leonard
" Calvert Esq. Given and Granted and by these Presents for Us and our Heirs Do Give Grant and
" Confirm unto the said Thomas Gerrard all that Tract of Land Bounding on the South with
" Potomack River upon the West with Wicocomaco River upon the East with St. Clements
" Bay and upon the North with a Right line drawn from a Creek in Wicocomaco River called
" Gerrards Creek South Easterly to the nearest Branch of a Creek in St. Clements Bay called
" the Fresh Creek and likewise three Islands the one in Potomack River called St. Clements
" the second in the Mouth of St. Clements Bay called St. Katherines and the third lying near
" unto it in the Mouth of Wicocomaco River called St. Margarets Island the said Tract of
" Land & Islands Containing and now laid out for Six Thousand Acres in the whole be it
" more or less Together with all Woods Waters Quarries Mines (Royal Mines Excepted) Fishes
" Fishing Places Royal Fishes Advowsons and Patronages of Churches Waifs Strays Wrecks Liberty
" of Hunting and Hawking for all sorts of Game and all other Profits and Commodities in or
" upon the same or any part thereof Saving to Us and Our Heirs our Royal Jurisdictions
" and Signiority as Absolute Lords & Proprietarys of the Province And Saving to John Hatch
" and John Thompson and their Heirs and Assigns the one hundred Acres which they are now
" Possessed off Paying the Rents and performing the Services due therefrom by their Grant
" unto the said Thomas Gerrard & his Heirs To have & to hold the same as aforesaid
" unto him the said Thomas Gerrard his Heirs and Assigns forever to be holden of Us
" and our Heirs as of our Honor of St. Maries in free & Common Soccage by Fealty only
" for all manner of Services Yielding therefore Yearly at our Royal Receipt Six Pounds

(Sterling)