" Sterling in Money or Commodities of the Country at the Feast of our Lord Nativity and We
" will that the said Lands be Erected from henceforth into one Entire Manner by the Name of
" the Manour of St. Clements with Court Leet and Court Baron and all things thereunto
" belonging by the Law or Custom of England Given under our great Seal at St. Marys within
" our said Province this eighteen of July one Thousand Six hundred forty and two Witness
" our said Brother Leonard Calvert Esq. " " Leonard Calvert "

Which Patent was Shewed to the Court and Jury by the Plaintiff to be Cancelled by a Decree of the high Court of Chancery by an Exemplification of such Decree under the great Seal of this Province in these Words

" In the Records & proceedings of the Chancery Court among other things is contained as follows

" At a Chancery Court held at the City of St. Marys the 18th Day of June in the third Year of
" the Dominion of Charles 2d. Anno Dom. 1678

" Present

The Honble
" Thomas Notley Esq. Lieutenant General & Chief Justice
" Philip Calvert Esq. Chancellor
" William Calvert Esq. Principal Secretary
" Thomas Taillor Esq.
" Benjamin Rozer Esq.

" His Lordship the Lord Propry of this Province sendeth his Writ of Scire facias to the Sheriff
" of St. Marys County which followeth in these Words (Viz.)
" Whereas We have made Inspection into the Records of our said Province of Maryland in our
" Secretarys Office remaining wherein it appareth amongst other things that Cecilius
" our late Father of Noble Memory the eighteenth Day of July one Thousand Six hundred
" forty two under the Great Seal of our said Province did grant unto Thomas Gerard Gent.
" a Tract of Land Bounding upon the South with Patowmack River upon the West with
" Wicocomoco River upon the East with St. Clements Bay and upon the North with a
" Right line drawn from a Creek on Wicocomoco River called Gerards 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 Patowmack River called St. Clements the Second in
" the Mouth of St. Clements Bay called St. Katherines Island and the third lying near
" unto it in the Mouth of Wicocomoco River called St. Margarets Island the said Tract
" of Land and Islands containing Six Thousand Acres in the whole or thereabouts upon
" such Consideration and under such Rent and Profits as in the same is Expressed &
" Reserved And for that upon Information that the said Grant to the said Thomas Gerard
" Granted in the lines thereof doth not Comprehend above four hundred Acres of Land
" but that the lines of the said Land are Clearly mistaken and yet under Colour the
" said Thomas Gerard in his Lifetime and those that Claim under him since his Death
" have held as their own Land a very Great Quantity of Land by which We and our
" said Father have been deceived of our Rents for the Surplusage Land more than the
" Six Thousand Acres mentioned in the said Patent And We being that the Truth of the
" Premises should be fully discovered have Caused the said Tract of Land to be Resurveyed
" and laid out anew by John Manley Gent. Deputy Surveyor under our Trusty and
" Well beloved Baker Brooke Esq. our Surveyor General of our said Province reputed to
" be Passed by the said Grant to the said Gerard deceased which said Deputy Surveyor
" hath made return of the Resurvey under his hand into our said Province that
" the said Tract of Land Containeth Eleven Thousand four hundred Acres by which
" it is Evident & Apparent that our said Father of Noble Memory hath been

(deceived)

" deceived in the said Grant and that Patent for the same was unduly illegally and Surrep
" titiously Obtained to the Disinheriton of Us and our Heir and the said Thomas Gerard
" being deceased and the Possession of the Premises being in Justinian Gerard Gent Son
" and Heir of the said Thomas deceased We therefore Command you that by good and lawfull
" Men of your Bailiwick you make known and give Warning to the said Justinian
" Gerard that he be and appear before Us in our Court of Chancery the eighteenth day of this
" Instant June wheresoever it shall be holden to shew Cause if any he hath why the said
" Letters Patent for the said Land so Surreptitiously Obtained ought not to be Revoked
" Annulled and made Void upon Record and the same into our hands be Seized and to do
" and receive what our said Court shall Consider of in this behalf and in what manner
" you Execute this Precept you make known unto Us the Day aforesaid and have you
" there this Writ Witness ourself at the City of St. Mary's the Seventeenth day of June in
" the third Year of our Dominion Anoque Domini 1678

" At which said eighteenth day of June in the Year afs. the same Sheriff maketh
" return of the Precept afs. Endorsed That by Virtue thereof he had made known unto
" Justinian Gerard before Henry Pomeranc and John Heard good & lawfull Men of his
" Bailiwick that he should make his Personal Appearance here at the day and place
" aforesaid as by the said Precept he was Commanded Whereupon the said Justinian
" Gerard being Solemnly called appeared by Nehemiah Blakiston his Attorney And
" Whereupon Henelin Chevalyne Esq. his Lordships Attorney General on behalf of his
" Lordship Offered himself against the said Justinian Gerard and desired that the
" Patent afs for the Reasons afs. should be Annulled Vacated & made Void and the said
" Justinian Gerard by his Attorney afs. said nothing in Bar thereof Alledgeth But
" the said Patent so Surreptitiously Obtained as aforesaid to this Court delivered & surrendered
" Whereupon after due & mature Consideration had and taken of and upon the
" Premises and the said Patent & Certificate of Resurvey being duly pondered & Considered
" This Court do Order Adjudge & decree the said Patent Hall & Singular the Entries there
" of to be Null and Void to all Intents and Purposes whatsoever and that the same
" Patent be immediately Cancelled in Open Court by the Honourable Philip Calvert Esq.
" Chancellor of this Province and that the Entries thereof be Vacated upon Record and the
" same Lands into his Lordships hands to be Seized which said Patent was in Open Court
" by the said Chancellor Cancelled and made Void according to the Order & Decree aforesaid

And the Plaintiffs Counsel likewise Produced & Shewed in Evidence a Patent to Justininian Gerard the Eldest Son & Heir at Law of the afs. Thomas Gerard in the following Words " Charles &c. To all Persons to whom these Presents shall come Greeting in our Lord God Everlasting Know Ye that Whereas We have made Inspection into the Records of our said Province of Maryland in our Secretarys Office at our City of St. Marys remaining wherein it appareth amongst other things That Cecilius our late Father of Noble Memory the eighteenth day of July one Thousand Six hundred forty and two under the Great Seal of our said Province did Grant unto Thomas Gerard Gent one Certain Manner by the Name of St. Clements Manner Bounding upon the South with Patowmack River upon the West with Wicocomoco River upon the East with St. Clements Bay and upon the North with a right line drawn from a Creek in Wicocomoco River called Gerards Creek South Easterly to the nearest Branch in a Creek in St. Clements Bay called the Fresh Creek and likewise three Islands the one in Patowmack River called St. Clements the Second in the Mouth of St.

(Clements)