Carry away & other harms to the said Robert then there did to the great damage of the said Robert and against the peace of the Right Honble the Lord Propry that now is & wherefore the said Robert Newcomb says that he is injured and hath sustained Damage to the value of One hundred and thirty pounds lawful money of Maryland and therefore he prays relief &c. Pledges &c. Jno Doe & Richd Roe

And the aft Jacob Hindman here comes in his proper person and produces to the Court here the Right Honble the Lord Propry his writ of Certiorari the tenor whereof follows in the words ensuing

Maryland ss. Frederick absolute Lord and Propry of the Province of Maryland and Avalon Lord Baron of Baltimore &c. To the Justices and Clerk of Talbot County Greeting We being willing for certain causes to be certified of the Record and Proceedings of a certain action depending between Robert Newcomb Plaintiff and Jacob Hindman Defendant of a plea of Trespass, We command you that the Record and proceedings in the action aforesaid with all things thereunto relating as fast as before you it remains by whatsoever names the parties in the same are distinguished to our Justices of our Provincial Court to be held at Annapolis the second Tuesday of April next under your hands and seals you send together with this writ that our said Justices may further do thereon that which of Right they see ought to be done. Witness John Bruce Esqr. Chief Justice of our said Provincial Court the 6th day of October in the 12th year of our Dominion & anno Dom. 1762 (J. Holliday)

Jno 3d March 1763 allowed by the Court. Revd. Cayleys Clerk

Which being read and heard it is by the Court allowed of and by the same Court it is considered that the Record and process aft together with the proceedings thereto relating be transmitted according to the tenor of the Right Honble the Lord Propry his Justices of the Provincial Court to be held at Annapolis the second Tuesday in April next

John Leeds Clk Talbot County

In Testimony whereof I have hereunto set my hand and affixed the Seal of Talbot County aft this 23d day of March in the year One thousand Seven hundred and sixty three

(The Seal)

John Leeds Clk Talbot County

And now here at this day to wit the said Second Tuesday of April being the twelfth day of the same month anno Dominie 1763 comes into his Lordships Provincial Court here as well the said Robert Newcomb by Robert Goldsborough his attorney as the said Jacob Hindman by James Holliday his attorney and the said Jacob Hindman by his attorney aforesaid prays leave to imparle hereunto until next Court and he hath it and the same day is given to the Plaintiff also

(At)

At which said next Court to wit the thirteenth day of September anno Domini 1763 comes again the said Parties Plaintiff and Defendant by their attorneys aforesaid and the said Defendant by his said attorney prays further leave to imparle hereunto until next Court and he hath it and the same day is given to the Plaintiff also

At which said next Court to wit the eleventh day of September anno Domini 1764 comes again the said Parties Plaintiff and Defendant by their attorneys aforesaid and the said Defendant by his said attorney prays further leave to imparle hereunto until next Court and he hath it and the same day is given to the Plaintiff also

At which said next Court to wit the ninth day of April anno Domini 1765 comes here again as well the said Robert Newcomb by his attorney aforesaid as the said Jacob Hindman by his attorney aforesaid. And the aft Jacob by his attorney aforesaid (said he does) Defends the force and Injury when and wherefore &c. (and saith that he is not guilty of the premises above upon him imposed in manner and form as the aft Robert above against him hath complained and of that he puts himself upon the Country and wherefore &c. and the aforesaid Robert in like manner and wherefore &c.

And the said Jacob with the leave of the Court here in the premises according to the form of the statute comes and Defends the force and Injury when and wherefore &c. and further saith that as to the coming with force and arms or whatsoever which is against the peace of the Right Honble the Lord Propriatary * he is not thereof guilty and of that he puts himself upon the Country and the aforesaid Robert in like manner &c. and wherefore &c. — And as to the residue of the Trespasses aft in the Bill aft above mentioned * * * * the said Jacob saith that the aft Robert his action aft thereof against him to have or maintain ought not because he saith that the close aft and place aft in which the Trespasses aft are supposed to be done contain three hundred and fifty acres of land with the appurtenances and are also called by the name of Rutnham lying and being in Talbot County aft which three hundred and fifty acres of land with the appurtenances at the time of the Trespasses above supposed to be done were the proper soil and freehold of the said Jacob by reason whereof he the said Jacob at the time when the Trespasses aft are above supposed to be done into the close aft as his own proper close did enter and the said Trees in the Bill aft mentioned as his own proper trees in his proper soil and freehold then growing did fell cut down take and carry away as for him it was lawful to do and this he is ready to verify. Wherefore

The,