September Term 1765

Thomas Stone
agt
Walter Smith

Comm and was given to the Sheriff of Baltimore County that he should comm and Walter Smith of Baltimore County planter that Justly and without Delay he render unto Thomas Stone all those Tracts or parcels of plantable Land lying and being in Baltimore County aforesaid following to wit all that Tract or parcell of Land called the Groves containing seven hundred Acres all that Tract or parcell of Land called the Addition to the poor Jamaca mans plague containing four hundred and thirty four acres And all that part of a Tract or parcell of Land called Bailey's Discovery which was conveyed by John Crossing to John Smith and by John Smith to Walter Smith deceased containing three hundred acres of Land with their Appurtenances which he claimed to be his right and Inheritance and into which the said Walter Smith had no Entry but after a Disseisin which Hugh Hunt thereof unjustly and without Judgment made to the aforesaid Thomas Stone within thirty years and soforth And whereof the said Thomas Stone complained that the said Walter Smith had deforced him and unless the same Walter Smith did the same and the said Thomas Stone should make him secure in prosecuting his Clamour then summon by good Summoners the said Walter Smith that he be and Appear before the Justices of his Lordships Provincial Court to be held at Annapolis the second Tuesday of September then next And that thereof he the said Sheriff should not fail &c At Which said Second Tuesday of September to wit the Tenth day of the same Month Anno Domini 1765 being the day of the return of the aforegoing writ Came the said Thomas Stone in his proper person and the Sheriff of Baltimore County to whom the same writ was Directed likewise comes and makes return thereof to this Court here thus Endorsed to Wit

Edm. Hoy Attorney Gen. Pledges of prosecuting { John Doe, Richard Roe
Summoners { John Dorn, Richard Fern

So Answers Robt Adair Sher Baltcty

Baltimore County to wit Thomas Stone in his proper person demands against Walter Smith of Baltimore County planter all those several Tracts

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Tracts or parcels of plantable Land lying and being in Baltimore County following to wit all that Tract or parcel of Land called the Groves containing seven hundred Acres all that Tract or parcel of Land called the Addition to the poor Jamaca mans plague containing four hundred and thirty four Acres and all that part of a Tract or parcell of Land called Bailey's Discovery which was conveyed by John Crossing to John Smith and by John Smith to Walter Smith deceased containing three hundred acres of Land with their Appurtenances as his right and Inheritance and into which the said Walter Smith hath no Entry but a Disseisin which Hugh Hunt thereof unjustly and without Judgment made to him the said Thomas Stone within thirty Years and soforth And thereupon the said Thomas Stone saith that he was seised of the said Lands with their Appurtenances in his Demesne as of fee and right in the time of peace in the time of the Lord the King that now is taking the profits thereof to the Value of and soforth and into which and soforth And therefore he brings suit and soforth And the aforesaid Walter Smith in his proper person comes and defends his right when and soforth and vouches thereto to warranty William Rawlings who is present here in Court in his proper person and freely the Lands aforesaid with their Appurtenances to him the said Walter Smith doth warrant and soforth And whereupon the said Thomas Stone demands against the aforesaid William Rawlings Tenant by his warranty the Lands aforesaid with their Appurtenances in form aforesaid and soforth And whereupon he saith he was seised of the Lands aforesaid with their Appurtenances in his Demesne as of Fee and Right in the time of peace in the time of the Lord the King that now is taking the profits thereof to the Value of and soforth and into which and soforth and therefore he brings suit and soforth And the aforesaid William Rawlings Tenant by his warranty comes and defends his right when and soforth and saith that the aforesaid Hugh Hunt did not Disseise the aforesaid Thomas Stone of the Lands aforesaid with their Appurtenances as the aforesaid Thomas Stone by his writte Declaration aforesaid above doth suppose and of this he puts himself upon the country and soforth And the aforesaid Thomas Stone prays leave thereof to imparle and he hath it and soforth and afterwards the aforesaid Thomas Stone comes again hereinto Court in this same Term in his proper person and the aforesaid William Rawlings altho' solemnly called comes not but in Contempt of the Court hath departed and makes Default therefore it is considered that the aforesaid Thomas Stone recover his Seisin against the aforesaid