April Term 1766.

to cause yourself to be made Defendant in my stead & to confess the Lease Entry and Ouster and insist upon the Title only at the Tryal otherwise Judgment will be given against you and you will bee Turned out of Possession — Iam Yours

To Mr. John Gardner son of Wm
Tenant in Possession — Tom Bone

And now here at this Day to wit the second Tuesday of April being the 10th Day of the same Month Anno Domini 1764 comes into Court here the Sheriff of Ann Arundel County to whom the aforegoing Declaration was Directed and Certifies to the Court here that he Delivered a Copy thereof to the Deant in Possession of the Premisses And the said John Gardner son of William by John Hall his Attorney comes and Defends the force and injury when and soforth and prays Leave to imparle hereunto until next Court and he hath and the same day is given to the Plaintiff also

At which said next Court to wit the 11th Day of September Anno Domini 1764 come again the said Parties Plaintiff and Defendant by their Attornies 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 9th day of April Anno Domini 1765 come again the said Parties Plaintiff and Defendant by their Attornies 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 10th day of September Anno Dom. 1765 come again the said Parties Plaintiff and Defendant by their Attornies 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 8th day of April Anno Domini 1766 comes here again as well the said Jack Stone Lessee of the said Henrietta Maria Dorsey by his attorney aforesaid as the said John Gardner son of William by his Attorney aforesaid Whereupon the said Jack Stone Lessee of the said Henrietta Maria Dorsey by his Attorney aforesaid prays that the said John Gardner son of William to his Declaration aforesaid above against him may answer And the said John Gardner son of William by his said Attorney as before Defends the force and Injury when and soforth and saith that he cannot deny the Action and ouster of the aforesaid Jack Stone Lessee of Henrietta Maria Dorsey so as aforesaid against him brought nor but that the said Jack Stone Lessee of the said Henrietta Maria Dorsey ought to recover against him his Term aforesaid yet to come and unexpired of in and unto those two Tracts or Parcels of Plantable Land in the Declaration aforesaid mentioned with the Appurtenances thereunto belonging Therefore it is considered by the Justices here that the said Jack Stone Lessee of the said Henrietta Maria Dorsey recover against the said John Gardner son of William his Term yet to come and unexpired of in and unto all those two Tracts or Parcels of Plantable Land the one called Yates's Inheritance containing one hundred Acres the other called Johns Lookout containing one hundred Acres both Situate lying and being in Ann Arundel County and that he have there of his Possession against the said John Gardner son of William And it is also considered that the said Henrietta Maria Dorsey Lessee of the said Jack Stone recover against the said John Gardner son of William the Sum of Pounds of Tobacco by the Court here unto her on her Agent Adjudged for Costs and Charges by her about her Suit in this behalf Laid out and Expended And the said Defendant in Mercy and soforth — Mem.d The Plaintiff agrees to Stay Execution 'til 10th February

Test Reverdy Ghiselin Clk

April Term 1766

William Perkins
agt
John Cheney son of John

The Plaintiff by Thomas Johnson Junior his Attorney sued out this Lordships Writ of Certiorari the tenor whereof follows in these Words Viz.t Maryland ss. Frederick Absolute Lord & Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltimore &c. To the Justices and Clerk of Ann Arundel County Greeting we being willing for certain Causes to be certified of the Record and Proceedings of a certain Action before you depending between William Perkins Plaintiff and John Cheney son of John Defendant of a plea of Trespass on the Case We command you that the Record and Proceedings of the Action aforesaid with all things thereunto relating as far 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 in April next under your hands and Seals you send together with this Writ that our said Justices may further do therein that which of Right they see ought to be done Witness John Brice Esq.r Chief Justice of our said Provincial Court the 1st day of October in the 13th Year of our Dominion &c. Anno Dom. 1763

Allowed per Jn.o Brice Jfs.ce S.th Decem.r 1763 T. Johnson / Reverdy Ghiselin Clk

At which said second Tuesday of April to wit the 10th Day of the same Month Anno Dom. 1764 being the Day of the return of the aforegoing Writ the Justices and Clerk of Ann Arundel County in Compliance with the Writ aforesaid makes return thereof to the Court here with the following Record thereto annexed to wit Ann Arundel County to wit At a County Court begun and held at the City of Annapolis in and for the County aforesaid on the second Tuesday of November being the eighth day of the same Month in the Thirteenth Year of the Dominion of the Right Honourable Frederick Absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltimore &c. and in the Year of our Lord Christ Seventeen hundred and sixty three Were Present

The Chief — Reverdy Ghiselin Gent Chief Justice
Henry Hall, Thomas Watkins, William Stewart, Robert Couden and John Burgess Junior — Gent Justices
Lancelot Jacques Gent Sheriff — John Bruce Clk

In the Records and Proceedings of the same Court amongst others is the following Viz.t

William Perkins
agt
John Cheney son of John

Command was given to the Sheriff of Ann Arundel County that he should take John Cheney son of John late of Ann Arundel County Planter if he should be found in his Bailiwick and him should safe keep so that he might have his Body before the Justices of Ann Arundel County Court to be held at Annapolis the second Tuesday of November then next to Answer unto William Perkins in a plea of Trespass upon the Case and soforth and that there of he the said Sheriff should not fail at his Peril And which said Second Tuesday of November to wit the 9th Day of the same Month Anno Domini 1762 being the day of the return of the aforegoing Writ comes the said William Perkins by Thomas Johnson junior his Attorney and the Sheriff of Ann Arundel County to wit Henry Johns Esq.r to whom the same Writ was Directed likewise comes and makes return thereof to the Court here thus Endorsed Vic.t Capi Henry Johns Shff. Thereupon the said John Cheney being called upon Appears and the Prayer of the Plaintiff by his Attorney aforesaid he is Adjudged to give Special bail to the Action aforesaid Thereupon a certain Samuel Chapman of the same County Gent present here in Court in his proper Person undertakes for the said John Cheney that in case that the said William Perkins should recover Judgment against the said John Cheney in the plea aforesaid or that he the said John Cheney should be therein Legally convict that then the said John Cheney should pay the condemnation of the Court thereupon or render his Body into the Custody of the Sheriff of Ann Arundel County in

(Satisfaction)