against the said John Brittingham, Tenant by his own warranty the Land aforesaid with the appurtenances in form aforesaid. And thereupon the same Samuel Handy saith that he himself was seised of the Land aforesaid with the appurtenances in his demesne as of fee and right in the time of peace in the time of our Lord the King that now is taking the profits thereof to the value and so forth, and into which and so forth, and thereupon he brings suit and so forth.

And the aforesaid John Brittingham, Tenant by his own warranty defends his right when and so forth, and thereupon vouches over to warranty thereof William Rawlings who is present also here in Court and freely doth warrant to him the Land aforesaid with the appurtenances.

And thereupon the said Samuel Handy demandeth against the said William Rawlings, Tenant by his own warranty the Land aforesaid with the appurtenances in form aforesaid, and whereupon he saith that he himself was seised of the Land aforesaid with the appurtenances in his demesne as of fee and right in time of peace in the time of our Lord the King that now is taking the profits thereof to the value and so forth, and into which and so forth, and therefore he brings suit and so forth.

And the aforesaid William Rawlings, Tenant by his own warranty defendeth his right when and so forth, and saith that he the said Hugh Hunt did not disseise the said Samuel Handy of the Land aforesaid with the appurtenances, as the aforesaid Samuel Handy by his writ and declaration aforesaid above doth suppose, and of this he puts himself upon the Country and so forth.

And the said Samuel Handy prayeth leave of imparling thereto here and he hath it and so forth: and afterwards the same Term comes the said Samuel Handy into Court here in his proper person, and the said William Rawlings altho' solemnly called comes not again but departs in contempt of the Court and makes Default.

Therefore it is considered that the said Samuel Handy recover against the said James Houston his seisin of the Land aforesaid with the appurtenances, and that the said James Houston have of the Land of the said John Brittingham and to the value and so forth, and that the said John Brittingham have of the Land of the said William Rawlings to the value and so forth, and the said William Rawlings in mercy and so forth.

And thereupon the said Samuel Handy prayeth his Lordship's writ of Habere Facias Seisinam, to the Coroners of Worcester County to be directed to cause him to have full seisin of the Land aforesaid with the appurtenances, and it is granted unto him returnable here on the third Tuesday of October next and so forth —

Test

Reverdy Ghiselin Clk

Ex.

Walter Dulany & Charles Carroll of Carrollton

a

John Welsh, William Hammond, & Jas. Franklin

Maryland to wit, Command was given to the Sheriff of Baltimore County that he should Command, John Welsh William Hammond and James Franklin that justly and without delay they render unto

unto Walter Dulany, and Charles Carroll of Carrollton, all that tract or parcel of plantable land lying and being in Baltimore County aforesaid, called Ellis's Chance containing two hundred and ten acres, with the appurtenances which they claim to be their right and inheritance and into which the said John Welsh, William Hammond and James Franklin had not Entry but after a disseisin which Hugh Hunt thereof unjustly and without Judgment made to the said Walter Dulany and Charles Carroll within thirty years and so forth, and whereof the said Walter Dulany and Charles Carroll, complain that the said John Welsh, William Hammond, and James Franklin, did do force him, and unless the same John Welsh, William Hammond and James Franklin, do the same and the said Walter Dulany and Charles Carroll, shall make your secure in prosecuting their clamour, then summon by good summoners the the said John Welsh, William Hammond and James Franklin that they be and appear before the Justices of our provincial Court to be held at Annapolis the third Tuesday of May next, and have your then and there that writ etc.

At which mentioned third Tuesday of May being the sixteenth day of the same month Anno Domini seventeen hundred and sixty nine, and the day of the return of the aforegoing writ, come the aforesaid Walter Dulany and Charles Carroll, in their proper person, and the Sheriff of the County aforesaid to whom the same writ was directed, likewise comes and makes return thereof to the Court here thus endorsed to wit.

Pledges of prosecuting John Doe and Richard Roe Summoners John Doe and Richard Roe

So answers Daniel Chamier Sher. Balt Cty

Thos. Jennings Atty Genl

To which aforegoing writ was annexed the following warrants of attorney to wit.

Maryland to wit. John Colegate eldest son and heir at Law of Richard Colegate late of Baltimore County Gentleman, puts in his place Thomas Jennings and Thomas Johnson Junior, attornies of the provincial Court jointly and severally, or any other attorney practising, or that shall practise the Law in the provincial Court to answer the bouche of John Welsh, William Hammond and James Franklin, or some, or one of them Tenants or Tenant of a plea of Land against Walter Dulany and Charles Carroll, of Carrollton, or the survivor of them Demandants or demandant, and for him the said John Colegate to vouch over the common vouchee and so forth. In Testimony whereof the said John Colegate hath hereunto set his hand and affixed his seal this fifth day of December seventeen hundred and and sixty eight.

Taken and acknowledged the day and year aforesaid, before Geo Stewart

John his mark X Colegate Seal

Acknowledged before Geo Stewart

Maryland to wit. John Colegate eldest son and Heir at Law of Richard Colegate late of Baltimore County Gentleman, puts in his place Thomas Jennings and Thomas Johnson Junior, attornies of the Provincial Court jointly and severally or any other attorney practising, or that shall practise the Law in the Provincial Court to answer the bouche of Daniel Dulany bouchee of John Welsh, William Hammond and James Franklin, or some, or one of them Tenants or Tenant of a plea of Land against Walter Dulany and Charles Carroll of Carrollton, or the survivor of them Demandants or demandant

(and)