September Term 1772

Attorney aforesaid, And the aforesaid George Tubman by his attorney aforesaid as before defends the force and injury when and so forth, and takes defence according to his pretensions, as they shall appear to be laid down on the return of a Warrant of Resurvey to be issued in this cause, and 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 fourteenth day of the April month Anno Domini seventeen hundred and seventy two, comes again here into his Lordships provincial Court, as well the aforesaid Titus Instright Lessee of the aforesaid Mary Dent by his Attorney aforesaid, as the aforesaid George Tubman by his Attorney aforesaid, and the aforesaid George Tubman by his attorney aforesaid, as before defends the force and injury when and so forth, and prays further leave to imparle hereunto until next Court, and he hath it, and the same day is given to the Plaintiff also —

And now here at this day to wit, the second Tuesday of September being the eighth day of the same month Anno Domini seventeen hundred and seventy two comes again here into his Lordships provincial Court, as well the aforesaid Titus Instright Lessee of the aforesaid Mary Dent, by his attorney aforesaid, as the aforesaid George Tubman by his Attorney aforesaid: Whereupon the parties aforesaid move the Justices here that the whole matter in the premises, between them in variance may be referred (according to the approved custom of the Court) to persons indifferently to be appointed by the same Justices to adjust the same Whereupon by consent of the attorneys and the parties aforesaid, It is ruled by the same Court that Thomas Hanson Marshall, Joseph Hanson Harrison, and Francis Ware of Charles County Gentlemen, be appointed referees between the parties aforesaid, and that they or any two of them (when the whole matter concerning the premises between the aforesaid Titus Instright Lessee of the aforesaid Mary Dent, and the aforesaid George Tubman, in variance being fairly adjusted) have their award in writing under their or any two of their hands and seals, and return the same to the Court, and Judgment of this Court to be rendered according to such award and be final between the said parties, with power to examine Witnesses on Oath by consent of both parties, plaintiff and Defendant, and their attorneys aforesaid. —

September Term 1772

Thomas A Reeder's Les. a Electius Spalding

Maryland, Saint Mary's County ss.

Be it remembered that heretofore to wit, on the Eleventh day of September Anno Domini seventeen hundred and seventy, Electius Spalding late of Saint Marys County planter was attached to answer unto Timothy Peaceable of a plea wherefore with force and arms and so forth, unto all that Tract or parcel of plantable Land lyeing and being in Saint Marys County aforesaid called Worhington Park, containing one thousand five hundred and thirty nine acres with the appurtenances which Thomas Attaway Reeder to him the said Timothy, demised for a term not yet past he the said Electius, did enter (and him the said Timothy, from his farm aforesaid did eject and other harms to him the said Timothy, did to the great damage of him the said Timothy and against the peace of the right Honourable the Lord proprietary that now is his good rule and Government —

And whereupon the said Timothy by John Hall his attorney, complains that whereas the aforesaid Thomas Attaway Reeder, on the first day of November in the year of our Lord seventeen hundred and forty nine, at Saint Marys County aforesaid had demised unto him the aforesaid Timothy the said premises with the appurtenances thereunto belonging, to have hold, use and occupy the same premises with the appurtenances to him the said Timothy and his assigns from the thirty first day of October then last past until the full end and term of ten years then next following fully to be compleat and ended, by virtue of which demise the aforesaid Timothy, into the premises with the appurtenances did enter and was thereof possessed, and the said Timothy, so being thereof possessed the aforesaid Electius, afterwards to wit on the same first day of November in the year of our Lord seventeen hundred and and forty nine aforesaid at Saint Mary's County aforesaid with force and arms and so forth into the premises with the appurtenances aforesaid which the said Thomas Attaway Reeder to him the said Timothy in form aforesaid had demised for the term aforesaid which is not yet past entered, and him the said Timothy, from his farm aforesaid did eject and other harms to him the said Timothy, then and there did to the great damage of him the said Timothy, and against the peace of the right Honourable the Lord proprietary that now is and so forth, whereby the said Timothy saith he is the worse and hath damage to the value of six hundred pounds Current money, and therefore he brings suit and so forth

John Hall, for the Plff. pledges and so forth — John Doe and Richard Roe

And the aforesaid Electius Spalding by Thomas Jennings his attorney, comes and defends the force and injury when and so forth, and enters into the common rule, and prays leave of the Court, 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 seventeen hundred and seventy one, comes again here into his Lordships provincial Court, as well the aforesaid Timothy Peaceable Lessee of the aforesaid Thomas Attaway Reeder, by his attorney aforesaid, as the aforesaid Electius Spalding by his attorney aforesaid, and the aforesaid Electius Spalding by his attorney aforesaid, as before defends the force and injury when

and,