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Frederick Town in and for the said County on the fourth monday of october next with this writ that the said Judges and Jury being rightly informed of the truth of the premiss may further proced thereon as to justice appertains and so forth. Witness John Buchanan Esquire chief Judge of our said Court the 6th day of March 1820.

John Ashley clk.

Issued the 19th day of July 1820.

At which said fourth monday of october eighteen hundred and twenty and the day of the return of the foregoing warrant of resurvey comes again into the County Court here as well the said John Benn Lipes as aforesaid by his attorney aforesaid as the said Christopher by his said attorney) and the Sheriff and surveyor of the County aforesaid to whom the said warrant of resurvey was in form aforesaid directed and the surveyor of Frederick County aforesaid makes no return of the plots and certificates which by this day he ought to have done Whereupon further procss of and upon the premiss aforesaid between the parties aforesaid by consent of the said parties and their attornies and by order of the Court here thereon is further continued until the first monday of march next.

At which said first monday of March eighteen hundred and twenty one comes again into Court here as well the said John Benn Lipes as aforesaid as the said Christopher by his attorney aforesaid and the sheriff and surveyor of Frederick County aforesaid and the surveyor as aforesaid makes no return of plots and certificates Whereupon the parties aforesaid by their attornies aforesaid pray leave of the Court here to amend plots and certificates in this cause until the fourth monday of october next and to them it is granted and the same is delivered to the sheriff of Frederick County aforesaid Whereupon further procss of and upon the premiss aforesaid between the parties aforesaid by consent of the said parties and their attornies and by order of the Court here thereon is further continued until the fourth monday of october next.

At which said fourth monday of october eighteen hundred and twenty one come again into Court here as well the said John Benn Lipes as aforesaid by his attorney aforesaid as the said Christopher by his attorney aforesaid and the sheriff and surveyor of the County as aforesaid and the surveyor as aforesaid makes no return of plots and certificates Whereupon the parties aforesaid by their

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attornies aforesaid pray leave of the Court here to amend plots and certificates in this cause until the first monday of march next and to them it is granted the same is delivered to the sheriff of Frederick County aforesaid.

At which said first monday of March eighteen hundred and twenty two comes again into Court here as well the said John Benn Lipes as aforesaid by his attorney aforesaid as the said Christopher by his said attorney and the sheriff and surveyor of the County aforesaid make return of the warrant of resurvey aforesaid with four plots and certificates thereto annexed. Thereupon further procss of and upon the premiss aforesaid between the parties aforesaid by consent of the said parties and the attornies aforesaid and by order of the Court here thereon is further continued until the fourth monday of october next.

At which said fourth monday of october eighteen hundred and twenty two comes again into Court here as well the said John Benn Lipes as aforesaid as the said Christopher by his said attorney. Thereupon further procss of and upon the premiss aforesaid between the parties aforesaid by consent of the said parties and their attornies aforesaid and by order of the Court here thereon is further continued until the first monday of march next.

At which said first monday of March eighteen hundred and twenty three comes again into Court here as well the said John Benn Lipes as aforesaid by his attorney aforesaid as the said Christopher by his attorney aforesaid. Thereupon further procss of and upon the premiss aforesaid between the parties aforesaid by consent of the said parties and their attornies aforesaid and by order of the Court here thereon is further continued until the second monday of august next.

At which said second monday of August eighteen hundred and twenty three comes again into Court here as well the said John Benn Lipes as aforesaid by his attorney aforesaid as the said Christopher by his attorney aforesaid Thereupon the said parties by their attornies aforesaid file in Court here the following issues to wit:

The Plaintiff claims all that tract of land called Convenience containing two hundred and nineteen acres as located on the plats by compass & distances of the resurvey on Wild Cat Hill that is included in the claim & pretensions of the plaintiff.

The defendant takes defence for all the land included by the lines of the resurvey on Wild Cat Hill that is included in the claim & pretensions of the plaintiff.

B J Pegman for Plff. R B Taney for Deft.

Whereupon for trying the issue aforesaid between the parties aforesaid It is ordered by the Court here that twenty persons from the pannel of petit jurors be drawn by ballot according to the act of assembly in such case made and provided and thereupon the twenty persons being so drawn balloted and written upon two lists one of which said lists is delivered to the counsel for the respective parties and the counsel for each of the respective parties having stricken out four persons from the said list the remaining