ejectment aforesaid in the declaration aforesaid mentioned in manner and form as the said John Denn lessee as aforesaid above Complains against him and of this he puts himself upon the Country &c. And thereupon the said Ignatius Fenwick by his Attorney aforesaid prays that the said John Denn lessee as aforesaid may reply to the plea of the said Ignatius Fenwick in the plea aforesaid Whereupon it is ruled by the Court here that the said John Denn lessee as aforesaid reply to the plea of the said Ignatius Fenwick in the plea aforesaid and if he doth not reply to the said plea of the said Ignatius Fenwick judgment will be rendered against him by default and the said John Denn lessee as aforesaid by his said Attorney prays leave of the Court here to imparle until the first monday of August next, to reply to the plea of the said Ignatius Fenwick in the plea aforesaid, and he hath it: the same day is given to the said Ignatius Fenwick then &c. And now here at this day to wit the said first Monday of August being the fourth day of the same month in the year of our Lord eighteen hundred and twenty three, until which day the said John Denn lessee as aforesaid had leave to imparle and then to reply to the plea of the said Ignatius Fenwick in the plea aforesaid, Comes again into Court here as well the said John Denn lessee as aforesaid by his Attorney aforesaid, as the said Ignatius Fenwick by his Attorney aforesaid: and the said John Denn lessee as aforesaid by his Attorney aforesaid as to the plea of the said Ignatius Fenwick in manner aforesaid pleaded in like manner &c. Whereupon for trying the issue aforesaid Command is given to the Sheriff of the County aforesaid that he Cause to Come before the Court here immediately twelve &c by whom &c and who neither &c. to recognize &c. because as well &c. and thereupon 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 by ballot 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 said parties having stricken out four persons from the said lists thereupon the remaining twelve persons being Called Come to wit: James F. Sothoron, William Williams, Francis Neale, William Yates, John A. Simmonds, Samuel Maddox, Thomas Gardiner, James A. Crane, William T. Greenwell, Jenifer Taylor, Enoch Neale, Ignatius Langley, who to say the truth in the premises being elected tried impannelled and sworn; upon which for Certain reasons, as well to the Court here as to the parties aforesaid appearing the said Ignatius Langley one of the Jurors of the Jury within written from the pannel aforesaid is withdrawn, and the rest of the Jurors of that Jury are wholly discharged from giving any verdict of and upon the premises within written &c. Whereupon for trying the issue aforesaid Command is again given to the Sheriff of the County aforesaid that he Cause to Come before the Court here immediately twelve &c by whom &c. and who neither &c to recognize &c.

because as well &c. and thereupon 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 by ballot 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 said parties having stricken out four persons from the said lists thereupon the remaining twelve persons being Called Come to wit William Williams, Nelson B. C. White, Peter Gough, Francis Neale, Richard B. Egerton, James F. Sothoron, James Williams, Edward Maddox, Elijah Tarlton, William Yates, James Davis, Jenifer Taylor, who to say the truth in the premises being elected tried empannelled and sworn upon their oath do say that the said Ignatius Fenwick is guilty of the trespass and ejectment aforesaid in manner and form aforesaid as the said John Denn lessee as aforesaid within against him hath Complained and they assess the damages of the said John Denn lessee as aforesaid by occasion of the trespass and ejectment aforesaid to one Cent.

Therefore it is Considered by the Court here that the said John Denn lessee as aforesaid recover against the said Ignatius Fenwick his term aforesaid yet to Come and unexpired of in and unto all that tract or parcel of plantable land being part of a tract of land called Resurrection Manor, lying and being in the County aforesaid Containing two hundred and fifty one acres with the appertenances, so as aforesaid by the jurors last aforesaid found and the said sum of one Cent by the Jurors aforesaid in form aforesaid assessed for his damages which he hath sustained by occasion of the trespass and ejectment aforesaid and that the said John Denn lessee as aforesaid have thereof his possession against the said Ignatius Fenwick and soforth: and it is also considered by the Court here that the said John Denn lessee as aforesaid recover against the said Ignatius Fenwick the sum of nineteen dollars and twenty five Cents by the Court here unto him or his agent adjudged for his Costs and Charges by him about his suit in this behalf laid out and expended and the said Ignatius Fenwick in mercy and soforth.

Memorandum. Before the Jurors last aforesaid withdrew from the bar of the Court here, the said Ignatius Fenwick by his Attorney aforesaid filed in Court here the following bill of exception to wit: In the trial of this Cause the plaintiff in support of the issue on his part joined offered and read in evidence to the Jury the following Certificate of survey

To the Honble the Lieut General^s

March 24. 1650
Resurrection Manor
4000 Acres

Laid out for Thomas Cornwalleys Esquire a tract of land lying on the South side of Patuxent River bounding on the South with a Creek called St. Nicholas Creek and with a line drawn from the path at the head of the said Creek west into the woods for the length of six hundred and forty perches on the West with a line drawn from the end of the former line north until it intersects a parallel drawn from Cornwallis fresh and the land of Cuthbert Fenwick gent. on the north with the said land