aforesaid may appear; and thereupon the said Wilfred Manning by Clement Dorsey his Attorney in pursuance of the notice aforesaid comes into the County Court here, whereupon it is ruled by the Court here with the consent of the said Henry Hotspur Lessee as aforesaid by his Attornies aforesaid and the said Wilfred Manning (who claims the title in question by his Attorney aforesaid that the said Wilfred Manning be admitted defendant in the place of the now defendant John Falstaff the casual ejector and that he immediately receive a declaration and plead thereto the general issue and at the trial thereon to be had the said Wilfred Manning shall appear in his proper person or by his Attorney or Counsel and confess the lease entry and actual ouster and expulsion of so much of the tenements in the declaration of the said Henry Hotspur Lessee as aforesaid as is in the possession of the said Wilfred Manning or his tenants or of any other person claiming by or under his title or in default thereof, that Judgment be entered against the now defendant John Falstaff the casual ejector but that prosecution be staid against him until he makes default in any of the premises: and it is further ruled by the Court here with consent of Counsel that if by reason of such default the said Henry Hotspur Lessee as aforesaid shall become nonsuited at the trial the said Wilfred Manning shall take no advantage thereof but shall pay to the said Henry Hotspur Lessee as aforesaid his costs and it is further ruled by the Court here that if upon the trial of the said issue a verdict shall be given for the said Wilfred Manning or of the said Henry Hotspur lessee as aforesaid shall not prosecute his declaration upon any other cause than for the not confessing lease entry and ouster as aforesaid then the said John T. Stoddert lessor of the aforesaid Henry Hotspur shall pay costs &c. and thereupon the aforesaid Henry Hotspur lessee as aforesaid by his Attorney aforesaid declares against the said Wilfred Manning in the plea aforesaid in manner and form following, to wit. "Maryland Charles County to wit. Wilfred Manning late of Charles County gentleman was attached to answer unto Henry Hotspur in a plea wherefore with force and arms &c. at the County aforesaid he entered into all that tract or parcel of plantable land called Rotterdam and William and James lying and being in Charles County aforesaid containing twelve hundred acres with the appurtenances which John T. Stoddert demised to him the said Henry for a term of years which is not yet expired and ejected him from his said farms and other wrongs to the said Henry there did to the great damage of the said Henry and against the peace government and dignity of the State &c. and whereupon the said Henry by Francis S. Key his Attorney complains that the said John T. Stoddert heretofore to wit on the fifth day of January eighteen hundred and sixteen at the County aforesaid had demised to the said Henry all that said tract or parcel of plantable land called Rotterdam and William and James lying and being in the County aforesaid containing twelve hundred acres with the appurtenances to have and to hold the

same to the said Henry and his assigns for the term of nine years from the thirty first day of December then last past by vertue of which demise as aforesaid the said Henry entered into the said tracts or parcels of plantable land with the appurtenances and was possessed thereof and being so possessed thereof the said Wilfred afterwards to wit on the fifth day of January in the year eighteen hundred and sixteen aforesaid with force and arms that is to say with swords canes blunderbusses and knives at the County aforesaid entered into the said tracts or parcels of plantable land with the appurtenances which the said John T. had demised to the said Henry in manner aforesaid for the term aforesaid which is not yet expired and ejected the said Henry from his farms aforesaid and other wrongs to the said Henry then and there did to the great damage of the said Henry and against the peace government and dignity of the State &c. wherefore the said Henry saith that he is injured and hath sustained damage to the value of ten thousand dollars and therefore he brings his suit and so forth.

F. S. Key, J. T. Stoddert for plff. (Pledges &c.) John Doe &c. Richard Roe.

Thereupon on motion of the said Wilfred Manning by his Attorney aforesaid leave is given by the Court here to the said Wilfred Manning to ascertain his defence and answer to the declaration aforesaid of the said Henry Hotspur Lessee as aforesaid in the plea aforesaid until the third Monday in August next: the same day is given to the said Henry Hotspur lessee as aforesaid &c.

At which said third Monday in August being the nineteenth day of the same month in the year of our Lord one thousand eight hundred and sixteen until which said day the day Wilfred Manning had leave to ascertain his defence and answer to the declaration aforesaid of the said Henry Hotspur lessee as aforesaid in the plea aforesaid come again into the County Court here as well the said Henry Hotspur lessee as aforesaid by his Attornies aforesaid as the said Wilfred Manning by his Attorney aforesaid and the said Wilfred Manning by his Attorney aforesaid defends the force and injury when &c. and thereupon on motion of the said Wilfred Manning by his Attorney aforesaid further leave is given by the Court here to the said Wilfred Manning to ascertain his defence and answer to the declaration aforesaid of the said Henry Hotspur lessee as aforesaid in the plea aforesaid until the third Monday in March next the same day is given to the said Henry Hotspur lessee as aforesaid &c.

At which mentioned third Monday in March being the seventeenth day of the same month in the year of our Lord one thousand eight hundred and seventeen until which said day the said Wilfred Manning had further leave to ascertain his defence and answer to the declaration aforesaid come again into the County Court here as well the said Henry Hotspur Lessee as aforesaid by his Attornies aforesaid as the said Wilfred Manning by his Attorney aforesaid defends the force and injury when &c. 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 says that he is not guilty of the trespass and ejectment aforesaid