lists thereupon the remaining twelve persons being called come to wit. "Edward Turner, Thomas Jones, Edward I Hall, James Gardiner, John I Jenkins, William Mathews, Washington I Lancaster, Jonathan I Dunnington, Thomas Berry, Thomas Burgess, John B Edwards, Theodore Brudd. and thereupon the said John Doun Lessee as aforesaid by his attornies aforesaid prays leave of the court here according to the form of the act of Assembly in such case made and provided to amend his declaration aforesaid and declare anew against the said Oswald Munphey in the plea aforesaid and it is granted him & thereupon for certain reasons as well to the court here as to the parties aforesaid appearing the said Edward Turner one of the Jurors of the Jury in within mentioned from the panel aforesaid is withdrawn by consent of the parties and by order of the court here. and the rest of the Jurors of that Jury are wholly discharged from giving any verdict of and upon the premises within mentioned. and thereupon the said John Doun Lessee as aforesaid by his attornies aforesaid declares anew against the said Oswald Murphy in the plea aforesaid in manner and form and of the tenor following to wit. "Western Shore State of Maryland Charles County to wit. Oswald Murphey late of Charles County Farmer was attached to answer unto John Doun in a plea whereof with force and arms and so forth that the county aforesaid he entered into all that undivided four fifths of a part of that undivided tract or parcel of plantable land or plantation called Saint Georges lying and being in the county aforesaid containing five hundred acres which a certain Bennett Mathew demised to the said John Doun for a term of years not yet expired and ejected him from his said undivided four fifths of the said farm and other wrongs and injuries to the said John he the said Oswald Murphey then and there did to the great damage of the said John and against the peace dignity and government of the State of Maryland and so forth. And whereupon the said John Doun by Nicholas Stonestreet this attorney complains that the said Bennett Mathew heretofore to wit on the first day of January in the year of our Lord one thousand eight hundred and twenty at Charles County aforesaid had demised unto the said John the said undivided four fifths of the said part of a tract or parcel of land or plantation called Saint Georges lying and being in the County aforesaid containing five hundred acres with the appurtenances to have and to hold the same unto the said John and his assigns from the thirty first day of December then last past for and during and unto the full end and term of fifteen years then next ensuing and fully to be completed and ended by virtue whereof the said John entered into the said undivided four fifths of the said part of a tract or parcel of plantable land or plantation and thereof and the appurtenances thereto was possessed. and so being possessed the said Oswald Murphey afterwards to wit on the said first day of January in the year of our Lord one thousand eight hundred and twenty at Charles County aforesaid with force and arms that is to say with swords knives clubs and staves entered into the said tract or parcel of plantable land or plantation which the said Bennett in manner aforesaid had demised to the said John for a term of years not yet expired and ejected him from his farm aforesaid and other wrongs then and there to the great damage of the said John and against the peace dignity and government of the State of Maryland & Whereupon he the said John says that he is injured and has damage to the value of five thousand dollars lawful money of the United States and therefore he brings his suit and so forth. And whereas also afterwards to wit on the first day of January Eighteen hundred and twenty at Charles County aforesaid the said Oswald Murphey with force and arms and so forth entered into part of a tract or parcel of plantable land or plantation called Saint Georges lying and being in the county aforesaid containing one hundred and thirty three acres which a certain Bennett Mathew demised to the said John Doun for a term of years not yet expired and ejected him from his said farm and other wrongs and injuries to the said John he the said Oswald Murphey then and there did to the great damage of the said John and against the peace dignity and government of the State of Maryland and

so forth. and whereupon the said John by Nicholas Stonestreet his attorney complains that the said Bennett Mathew heretofore to wit on the first day of January in the year of our Lord one thousand eight hundred and twenty at Charles County aforesaid had demised unto the said John the said part of a tract or parcel of land or plantation called Saint Georges lying and being in the county aforesaid containing one hundred and thirty three acres with the appurtenances to have and to hold the same unto the said John and his assigns from the thirty first day of December then last past for and during and unto the full end and term of fifteen years then next ensuing and fully to be completed and ended by virtue whereof the said John entered into the part of the said tract or parcel of plantable land or plantation and thereof and the appearances thereto was possessed and so being possessed the said Oswald Murphey afterwards to wit on the said first day of January in the year of our Lord one thousand eight hundred and twenty at Charles County aforesaid with force and arms that is to say with swords knives clubs and staves entered into the said part of a tract or parcel of plantable land or plantation which the said Bennett in manner aforesaid had demised to the said John for a term of years not yet expired and ejected him from his farm aforesaid and other wrongs then and there did to the great damage of the said John and against the peace dignity and government of the State of Maryland and so forth. Whereupon the said John says he is injured and has sustained damage to the value of five thousand dollars lawful money of the United States and therefore he brings suit and so forth.

Nicholas Stonestreet, attorney for Plaintiff | Pledges &c | John Doe & Richard Roe

and now here comes into the county court here Elizabeth Boarman by Clement Dorsey her attorney who claims title to the lands and premises in question and prays leave of the court here to be made defendant in this cause in the stead of Oswald Murphey the now defendant whereupon it is ordered by the court here by and with consent of parties by their attornies aforesaid that the said Elizabeth Boarman be admitted defendant in this cause in the stead of the said Oswald Murphey the now defendant - and thereupon the said Elizabeth Boarman by her attorney aforesaid defends the force and injury when &c and takes defence on title and says she is in no wise guilty of the trespass and ejectment aforesaid in manner and form as the said John Doun Lessee as aforesaid in manner and form as the said John Doun Lessee aforesaid above against him hath declared and of this she puts herself upon the country and the said John Doun Lessee as aforesaid in like manner &c Therein upon for trying the issue aforesaid command is given to the Sheriff of the County aforesaid that he cause to come before the County court here immediately twelve &c by whom &c to recognize &c because as well &c and thereupon for trying the issue aforesaid it is ordered by the court here that twenty persons from the panel 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 Edward Turner, William Bruce, Walter Latimer, Wilfred Manning, William Thompson, William Hamilton, Caleb Green, John I Jenkins, Robert Boarman, James B Latimer, William Mathews and Philip King who being empannelled and sworn to say the truth in the premises upon their oath do say that the said Elizabeth Boarman is not guilty of the trespass and ejectment aforesaid in manner and form as the said John Doun Lessee as aforesaid within complains against her. Therefore it is considered by the court here that the said John Doun Lessee as aforesaid take nothing by his declaration aforesaid but be in mercy for his false clamour &c and that the said Elizabeth Boarman go thereof without day &c and it is further considered by the said court that the said Elizabeth Boarman recover against the said John Doun Lessee as aforesaid the sum of seven hundred dollars eight and one third cents by the court here unto the said Elizabeth Boarman of her assent adjudged for her costs and charges by her about her defence in this