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 thence next ensuing and fully to be complete and ended, by virtue whereof the said John entered into the said 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 nineteen 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 did to the great damage of the said John and against the peace dignity and government of the State of Maryland and so forth. Wherefore he the said John says he is injured and hath damage to the value of five thousand dollars lawful money of the United States and therefore he brings his suit and so forth.

Nicholas Stonestreet, Attorney for Plaintiff } Pledges &c. { John Doe, Richard Roe

And thereupon on motion of the said Oswald Murphey by his Attorney aforesaid leave is given by the Court here to the said Oswald Murphey to ascertain his defence and answer to the declaration aforesaid of the said John Dunn lessee as aforesaid in the plea aforesaid, until the third Monday in August next, the same day is given to the said John Dunn lessee as aforesaid then and so forth.

At which said third Monday in August being the twenty sixth day of the same month in the year of our Lord one thousand eight hundred and twenty one until which said day the said Oswald Murphey had leave to ascertain his defence and answer to the declaration aforesaid of the said John Dunn lessee as aforesaid in the plea aforesaid come again into the County Court here as well the said John Dunn lessee as aforesaid by his attorney aforesaid as the said Oswald Murphey by his Attorney aforesaid: and thereupon on motion of the said Oswald Murphey by his Attorney aforesaid, further leave is given by the Court here to the said Oswald Murphey to ascertain his defence and answer to the declaration aforesaid of the said John Dunn lessee as aforesaid in the plea aforesaid until the third Monday in March next; the same day is given to the said John Dunn lessee as aforesaid and so forth. At which mentioned third Monday in March being the eighteenth day of the same month in the year of our Lord one thousand eight hundred and twenty two, until which said day the said Oswald Murphey had further leave to ascertain his defence and answer to the declaration aforesaid of the said John Dunn lessee as aforesaid in the plea aforesaid, comes again into the County Court here, as well the said John Dunn lessee as aforesaid by his attorney aforesaid as the said Oswald Murphey by his attorney aforesaid; and thereupon on motion of the said Oswald Murphey by his attorney aforesaid further leave of the Court here is given to him the said Oswald Murphey to ascertain his defence and answer to the declaration aforesaid of the said John Dunn lessee as aforesaid in the plea aforesaid until the third Monday in August next; the same day is given to the said John Dunn lessee as aforesaid then and so forth.

And now here at this day to wit, the third Monday in August being the eighteenth day of the same month in the year of our Lord one thousand eight hundred and twenty two; until which day the said Oswald Murphey had further leave to ascertain his defence and answer to the declaration aforesaid of the said John Dunn in the plea aforesaid, comes again into the County Court here, as well the said John Dunn lessee as aforesaid by Nicholas Stonestreet and John B Chapman his attornies, as the said Oswald Murphey by his Attorney aforesaid; and thereupon the said Oswald Murphey by his Attorney aforesaid defends the force and injury when and so forth, and takes defence on this and says he is in no wise guilty of the trespass and ejectment aforesaid in manner

and form as the said John Dunn lessee as aforesaid against him hath declared, and of this he puts himself upon the Country, and the said John Dunn lessee as aforesaid in like manner and so forth. Thereupon 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 Freeholders to recognize the lease 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 list, thereupon the remaining twelve persons being called, come to wit; "Edward Turner, Thomas Jones, Edward Heard, James Gardiner, John J Jenkins, William Mathews, Washington F Lancaster, Jonathan F Dennington, Thomas Perry, Thomas Burgess, John B Dent, and Theodore Mudd"; and thereupon the said John Dunn 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 Murphey in the plea aforesaid, and it is granted him; Whereupon 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 within mentioned from the panel aforesaid is withdrawn by consent of the said parties and by order of the Court here, and the rest of the jurors of the Jury are wholly discharged from giving any verdict of and upon the premises within mentioned, and thereupon the said John Dunn lessee as aforesaid by his Attornies aforesaid, declares anew against the said Oswald Murphey 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 Dunn in a plea wherefore with force and arms and so forth at the County aforesaid, he entered into all that undivided four fifths of a part of that 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 Wathen demised to the said John Dunn 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 by Nicholas Stonestreet his Attorney complains that the said Bennett Wathen 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 thence next ensuing and fully to be complete 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 did to the great damage of the said John and against the peace dignity and government of the State of Maryland and so forth. Wherefore the said John says he is injured and hath damage to the value of five thousand dollars lawfull 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 in the year of our Lord eighteen hundred and twenty at Charles County aforesaid the said Oswald