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 Wathen demised to the said John Dunn 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 Hones 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 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 complete 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 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 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; Wherefore the said John says he is injured and has sustained damage to the value of two thousand dollars lawful money of the United States, and therefore he brings his suit &c.

Nicholas Hones Clerk
Attorney for Plaintiff

Pledges &c.

John Doe
Richard Roe "

And now comes into 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 and so forth, 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 Dunn Lessee as aforesaid in manner and form as the said John Dunn lessee as aforesaid above against him hath declared, and of this she puts herself 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 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 Mareuin, William Thompson, William Hamilton, Caleb Green, John Jenkins, Robert Brawner, James B. Latimer, William Mathews and Philip King who being empanelled 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 aforesaid as the said John Dunn lessee as aforesaid within complains against her. Therefore it is considered by the Court here that the said John Dunn lessee as aforesaid take nothing by his declaration aforesaid but he in mercy for his false clamour and so forth, and that the said Elizabeth Boarman go thereof without day and so forth; and it is further considered by the said Court that the said Elizabeth Boarman recover against the said John Dunn lessee as aforesaid the sum of twenty dollars eight and one third cents current money by the court here on her assent adjudged unto the said Elizabeth Boarman for her costs and charges by her about her defence in this behalf laid out and expended and she have thereof execution and so forth.

Memorandum. Before the jurors aforesaid withdrew from the bar of the Court here the said John Dunn lessee as aforesaid by his attornies aforesaid files in Court here the following Bill of Exceptions to wit

"Bennet Wathen
Lessee
vs.
Elizabeth Boarman

Ejectment in Charles County Court.

The Plaintiff to support the issue on his part joined, offered in evidence to the jury the patent for the tract of land called Saint Georges (here insert it) he then read to the Jury the Will of Hudson Wathen. "In the name of God Amen I Hudson Wathen of Charles County in the province of Maryland, being in a bad state of health, but of sound and perfect mind and memory, calling to mind the uncertainty of this life, do make, ordain and constitute, this to be my last will and testament in manner and form following - Imprimis I bequeath my soul to Almighty God who gave it, and my body to the Earth to be decently buried at the discretion of my Executrix hereafter named. Item. I give and bequeath unto my son Richard Wathen that tract or parcel of land lying in Charles County being part of a tract of land commonly known by the name of Saint Thomas, and lately in the possession of Richard Cecelen. Beginning at a Black tree, standing in a small branch, running thence with one hundred perches to the Western Manner line, then binding with the said Manner. North one hundred and twenty one perches, thence East five degrees South fifty six degrees, thence South sixty six degrees East forty perches, to a spring in the head of a branch formerly made use of by William Johnson, thence binding with the said branch to the first bounded tree containing and laid out for seventy five acres of land more or less, together with all the Improvements thereon, unto him the said Richard Wathen and the heirs of his body lawfully begotten, in case the said Richard shall die without such heirs, then I devise the said tract or parcel of land unto my son Hudson Wathen and his heirs lawfully begotten; and my will and mind is, that the said Richard Wathen and his heirs or Hudson Wathen or his heirs or whoever of them possesses the land aforesaid, shall pay yearly and every year unto my loving wife Sarah Wathen during her natural life, two hundred pounds of Tobacco in lieu of her third of the said lands - Item I give and bequeath unto my son Marten Wathen, fifty acres of land, being part of the tract of land whereon I now live, commonly called or known by the name of Western Manner, and containing in the whole, one hundred and fifty acres bis to the Westward of the said tract of land and was laid out by Robert Hanson November the 15th 1723 as by the said Survey may appear unto him the said Marten Wathen and the heirs of his body lawfully begotten, and from and after my wife Sarah Wathen deceased and not before, I give and bequeath the whole one hundred acres aforesaid, and whereon I now live, together with all the improvements thereon, unto the said Marten Wathen and the heirs of his body lawfully begotten, and in case the said Marten Wathen should die before my said wife, and without heirs of his body lawfully begotten, then my will and mind is, that my said wife Sarah Wathen shall have and enjoy the whole one hundred acres aforesaid, and whereon I now live, together with all the improvements thereon, and in case the said Marten Wathen should die before my said wife, and without heirs of his body lawfully begotten, then my will and mind is, that my said wife Sarah Wathen shall have and enjoy the whole one hundred acres for and during the time of her natural life, and from and after her decease I give and bequeath the said land unto my son Bennett Wathen and to the heirs of his body lawfully begotten, and my mind and will further is, that the said Marten Wathen or his heirs lawfully begotten as aforesaid, shall pay yearly and every year, unto my wife Sarah Wathen during her natural life, one hundred and fifty pounds of Tobacco. Item. I give and bequeath unto my son Bennet Wathen all that tract or parcel of land lying