the said Henry O Hill and his heirs the said tract or parcel of land and premises with the appurtenances thereunto belonging to him the said William L Kennedy and his heirs against him the said Henry O Hill and his heirs and against all and every person or persons claiming or to claim the same by from or under them or either of them shall and will hereafter warrant and forever defend by these presents. In Witness whereof the said Henry O Hill hath hereunto subscribed his name and affixed his seal the day and year first herein before written. Hy. O Hill (Seal)

Signed sealed and delivered the presence of Singleton Townshend. Raphael Bodelon.

Maryland, Prince George county ss. Be it remembered that on this sixteenth day of September in the year eighteen hundred and twenty six personally appears Henry O Hill party grantor above named before us the subscribers two justices of the peace for the county and state aforesaid and acknowledges the within deed or instrument of writing to be his act and deed and the land and premises therein mentioned to be the right and estate of the within named William L Kennedy according to the purport true intent and meaning thereof, and the acts of assembly in such cases made and provided.

Acknowledged before us. Singleton Townshend. Raphael Bodelon.

On the back of which deed is the following endorsement to wit:

Received Oct. 5th 1826 into the Clerks office of Prince George county to be recorded and same day was recorded in Libr A.B. No 4 pages 346 & 347 one of the land records of said county and examined

Pr. Aquila Beall Clk.

This Indenture made this sixteenth day of September in the year eighteen hundred and twenty six between William L Kennedy of the City of Alexandria and District of Columbia of the one part and Henry O Hill of Prince George county and State of Maryland of the other part Witnesseth that the said William L Kennedy for and in consideration of the sum of five dollars current money to him in hand paid by the said Henry O Hill before the sealing and delivery of these presents the receipt whereof is hereby acknowledged he the said William L Kennedy hath given granted bargained and sold and by these presents doth give grant bargain and sell unto the said Henry O Hill his heirs and assigns all that part of a tract or parcel of land lying and being in Prince George county on the south side of Piscataway branch containing four hundred acres more or less which said part of a tract or parcel of land was conveyed by deed bearing equal date with these presents from the said Henry O Hill to the said William L Kennedy and to be recorded among the land records of Prince George county as by reference thereto when so recorded will more fully appear together with all the buildings improvements hereditaments and appurtenances thereunto belonging or in anywise appertaining. To have and to hold the said part of a tract or parcel of land so as aforesaid described or by whatsoever other description or designation may be applicable thereto together with all the buildings and appurtenances and all and singular other the premises hereby bargained and sold or meant mentioned or intended hereby so to be unto him the said Henry O Hill his heirs and assigns forever. And the said William L Kennedy for himself his heirs executors and administrators doth hereby covenant grant promise and agree to and with the said Henry O Hill his heirs executors administrators or assigns that he the said William L Kennedy and his heirs the said

tract or parcel of land and premises with the appurtenances thereunto belonging to him the said Henry O Hill his heirs and assigns against him the said William L Kennedy and his heirs and against all and every person or persons claiming or to claim the same by from or under them or either of them shall and will hereafter warrant and forever defend by these presents. In Witness whereof the said William L Kennedy hath hereunto subscribed his name and affixed his seal the day and year first herein before written. Wm L Kennedy (Seal)

Signed sealed and delivered in the presence of Raphael Bodelon. Singleton Townshend.

Maryland, Prince George county ss. Be it remembered that on this sixteenth day of September in the year eighteen hundred and twenty six personally appears William L Kennedy party grantor above named before us the subscribers two Justices of the peace for the county and State aforesaid and acknowledges the within deed or instrument of writing to be his act and deed and the land and premises therein mentioned to be the right and estate of the within named Henry O Hill according to the purport true intent and meaning thereof and the acts of assembly in such cases made and provided. And now at the same time also personally appears Henrietta wife of the said William L Kennedy and acknowledges the said deed or instrument of writing to be her act and deed. And the land and premises therein mentioned to be the right and estate of the within named Henry O Hill his heirs and assigns forever. And the said Henrietta being by us privately examined apart from and out of the hearing of her husband whether she doth make her acknowledgement of the same willingly and freely and without being induced thereto by fear or threats of ill usage by her husband or fear of his displeasure acknowledges that she doth make her acknowledgement of the same willingly and freely and without being induced thereto by fear or threats of ill usage by her husband or fear of his displeasure.

Acknowledged before. Singleton Townshend. Raphael Bodelon.

On the back of which deed is the following endorsement to wit: Received Oct 5th 1826 into the Clerks Office of Prince George county to be recorded and same day was recorded in Libr A.B. No 4 pages 348 & 350 one of the Land records of said County and examined pr. A Beall Clk.

It is further admitted that Henry O Hill the Lessor of the plaintiff is the person of that name mentioned in the said will and a grandson of the devisor: upon this statement the question is submitted to the Court, whether or not the Lessor of the plaintiff is entitled to recover exclusive possession of the said Land H. Ashton - pltff. with the understanding that if upon further consideration it shall appear that the foregoing statement is defective the same may be amended so as to conform to the whole truth.

Ins. B Brooke for the Defts. with the same understanding as above.

And thereupon the said Joseph B Hill, Ann W T Hill; William L Kennedy and Henrietta Jane his Wife, Thomas Wilson and Mary Ann his Wife, Samuel T Hamilton and Mary Hester and Christiana H. Hamilton by their attorney aforesaid and the said Henry O Hill by his attorney aforesaid agree that the County Court here may enter a judgment pro forma for the Defendant. Therefore it is considered by the Court here that