here the record of proceedings of a plea which was lately depending before them in the County Court of Baltimore between John Dunn Lessee of Henry Thompson and Ann L. his wife. William Bowley. Sarah S. Wingman. Rebecca M. Wingman. Samuel H. Bowly. Francis Bowley and William Hollins and Eliza his wife heirs and devisees of Daniel Bowly deceased plaintiffs. and Gunning Bedford. Maria Mitchell. Eliza Mitchell. Henrietta Bedford alias Mitchell, and Richard Bennett Mitchell heirs and devisees of Daniel Deady deceased defendants, and wherein the said county Court gave judgment for the said John Dunn Lessee as aforesaid against the said Gunning Bedford. Maria Mitchell. Eliza Mitchell. Henrietta Bedford alias Mitchell, and Richard Bennett Mitchell heirs and devisees of Daniel Deady deceased and from which said judgment the parties aforesaid, appealed to this Court of appeals here, the tenor of which said record of proceedings is in form following to wit.

The State of Maryland. Baltimore County to wit. At a County Court of the Sixth Judicial District of the State of Maryland, begun and held at the Court House in the City of Baltimore in and for the county aforesaid, on the fourth Monday of March in the year of our Lord one thousand eight hundred and twenty six.

Present.

The Honorable. Stevenson Archer Chief Judge
Charles W. Hanson,
William H. Ward Associate Judges

Standish Barry. Esquire Sheriff. William Gilson Clk.

Among other were the following proceedings to wit.

Henry Thompson & Ann L. his wife. William L. Bowley. Sarah S. Wingman. Rebecca M. Wingman. Samuel H. Bowley. Francis Bowley & William Hollins & Eliza his wife. heirs and devisees of Daniel Bowley deceased. Lessee.

vs

Gunning Bedford. Maria Mitchell. Eliza Mitchell. Henrietta Bedford, alias Mitchell. and Richard Bennett Mitchell heirs and devisees of Daniel Deady, deceased.

Be it remembered, that heretofore to wit, on the twenty ninth day of September, in the year of our Lord one thousand eight hundred and four. John Dunn Lessee of Bowly by Luther Martin and Richard Ridgely his attornies, declared in the General Court for the Western Shore of Maryland against Richard Fenn, in a plea of trespass and ejectment, with a notice thereto annexed in form following to wit. "Western Shore of Maryland, Baltimore County, to. Richard Fenn late of Baltimore County yeoman, was attached to answer unto John Dunn in a plea, wherefore with force and arms &c at Baltimore County aforesaid, he entered into all that tract or parcel of plantable land called Chatsworth lying and being in Baltimore County aforesaid, with the appurtenances, which Daniel Bowly demised to the said John for a term of years which is not yet expired, and ejected him from his said farm, and other wrongs to the said John, then and there did to the great damage of the said John and against the peace government and dignity of the State and so forth. And whereupon the said John by Luther Martin and Richard Ridgely his attornies complains that the said Daniel Bowly heretofore to wit, on the first day of January in the year of our Lord, one thousand eight hundred and four, at Baltimore County aforesaid, had demised to the said

John all that the said tract or parcel of plantable land called Chatsworth, lying and being in the county aforesaid, with the appurtenances, to have and to hold the same to 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 fifty years from thence next ensuing and fully to be complete and ended, by virtue of which said demise, the said John entered into the said tract or parcel of plantable land, with the appurtenances and was possessed thereof: and being so possessed thereof, the said Richard afterwards to wit, on the first day of January, in the year of our Lord one thousand eight hundred and four aforesaid, with force and arms that is to say, with swords staves and knives, at the county aforesaid entered into the said tract or parcel of plantable land, with the appurtenances which the said Daniel Bowly had demised to the said John in manner aforesaid for the term aforesaid, which is not yet expired, and ejected him the said John from his said farm, and other wrongs to the said John then and there did, to the great damage of the said John, and against the peace government and dignity of the State &c. Wherefore the said John saith he is injured and hath sustained damage to the value of one thousand pounds current money, and therefore he brings suit and so forth.

Luther Martin. Richard Ridgely. Plffs. attys.

Sir. I am informed that you are in possession of, or claim title to the premises in this declaration mentioned, or to some part thereof, and I being sued in this action as a casual Ejector, and having no claim or title to the same premises do advise you to appear in the General Court, to be held at the City of Annapolis on the second Tuesday of October next, by some attorney of that Court and then and there by rule of the same Court to cause yourself to be made Defendant in my stead, otherwise I shall suffer judgment to be entered against me, and you will be turned out of possession

I am your loving friend. Richard Fenn Sept 28th 1804."

To Mr Christopher Johnson, tenant in possession of the premises, or some part thereof.

A copy of which said declaration and notice was made and sent to the Sheriff of Baltimore County aforesaid thereon endorsed "To be served on the tenant in possession, or set up on the premises at least eight days before Court." At which mentioned second Tuesday of October, being the ninth day of the said month in the year of our Lord one thousand eight hundred and four, and the return day of the service of the said copy of the foregoing declaration, appeared in the said General Court, at the City of Annapolis, the said John Dunn Lessee of the said Daniel Bowly by his attornies aforesaid: and the Sheriff of Baltimore County aforesaid, to wit Thomas Bailey gentleman, to whom a copy of the said declaration in ejectment and notice aforesaid, was in form aforesaid, made and sent, certifies his service thereof, to the said General Court in form following to wit "A copy served on the Defendant, the second day of October 1804 Tho. Bailey Shff". Whereupon the said John Dunn Lessee as aforesaid by his attornies aforesaid, prayed that the said Richard Fenn the defendant the said Christopher Johnson the tenant in possession of the said premises, or those under whom he claimed, to the declaration aforesaid might appear. And thereupon the said Christopher Johnson by John Purviance, his attorney in pursuance of the notice aforesaid, then and there appeared in the said General Court. Whereupon it is ruled by the said Court, with the consent of the said John Dunn Lessee as aforesaid, by his attornies aforesaid, and the said Christopher Johnson who claimed the title in question, by his attorney aforesaid that the said Christopher