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Jacob Chemper who being impannelled and sworn to say the truth in the premises upon their oath do say - We the Jury find the true location of the tract of land called "The Resurvey on Panmure" for which this suit is brought as located by the plaintiffs beginning at I and running as follows viz. N°1 to Little a the end of the five lines of Pigsty. 2 to D the beginning of said land drawn black lines 3.4.5.6.7.8.9 to C the beginning of "One Horn" as located by the Plaintiff 10 to b the end of the 4th line of said land 11 to c the end of the 6th line of Hogyard 12 13.14.15 to d the end of 70 perches on the 25th line of the Rams Horn" 16 to e. 17 to f. 18 to K the end of 20 pl. on the 3d line of "Goats Horn" 19.20.21 to B the beginning of the said land 22 to g the end of 40 pl on the 20th line of the "Rams Horn" 23 to i the end of 76 pl on the 5th line of Pole Lucke 26.27 to k the end of the 5th line "Rams Horn" 25 to i the end of 76 pl on the 5th line of Pole Lucke 26.27 to k the end of the 5th line "Zero" 28. 29.30 31. 32.33.34 to G the beginning of said land then 35.36.37.38.39.40.41.42.43.44.45 home to I. And we the Jury find for the plaintiff all the land for which the defendant has taken defence in this cause included within the above location of "The Resurvey on Panmure" except so much thereof as is included in "The Rams Horn" as located by the Defendant in red drawn lines with three degrees for variation, and as to the residue of the land claimed by the plaintiff in this cause we find for the defendant. Therefore it is considered by the Court here that the said John Deem Lessee as aforesaid recover against the said Robinson his term aforesaid yet to come and unexpired of in and to the lands and premises aforesaid so as aforesaid by the Jurors aforesaid found, and the sum of thirty four pounds seventeen shillings and three pence half penny by the Jurors aforesaid in form aforesaid assessed for his damages which he hath sustained by occasion of the trespass and ejectment aforesaid, as also his cost and charges by him about his suit in this behalf laid out and expended, and the said Robinson in mercy &c.

John Deem Lessee
George Scott
vs
Robt. Eastburn.

N° 308 Judicials, about 1808.

Be it remembered that heretofore towit, on the third day of May in the year of our Lord eighteen hundred and eight the said John Deem Lessee of Geo Scott, by his attorney aforesaid, prosecuted and sued forth out of the County Court here the writ of the State of Maryland of Habere facias Possessionem in the words, and of the form following towit.

Frederick county Sct. The State of Maryland, to the Sheriff of Frederick County Greeting (Seal) Whereas at a County Court began and held at the Court House in Frederick Town in and for said County on the first Monday of February last a certain John Deem Lessee of a certain George Scott by judgment of the said Court recovered against a certain Robinson Eastburn late of Frederick county yeoman his term yet to come and unexpired of and in all that tract of land called "Zero" containing fifty three acres, "Pallantine" containing three hundred and nineteen acres, "Weed Desired" containing eight acres and one half acre, and also the Resurvey on Panmure according to the location of the plaintiff which will appear by the plot and explanation hereto annexed, beginning at I and running as follows towit. N°1 to Little a the end of the 1st line of Pigsty. 2 to D the beginning of said land drawn black lines 3.4.5.6.7.8.9. to C of One Horn as located by the plaintiff 10 to b the end of the 4th line of said land, 11 to c the end of the sixth line of Hogyard 12.13.14.15 to d the end of 70 perches on the 25th line of the Rams Horn 16 to e 17 to f. 18 to K the end of 20 pl on the 3d line of Goats Horn 19.20.21 to B the beginning of the said land 22 to g the end of 40 pl on the 20th line of the Rams Horn. 23.24 to h. the end of 40 pl

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on the given line of Goats Horn. 25 to I the end of 76 pl on the 5th line of Pole Lucke 26.27 to k the end of the 5th line Zero 28.29.30.31.32.33.34. to G the beginning of said land then 35.36.37.38.39.40.41.42.43.44.45 home to I, (except so much of the said tract of land called the Resurvey on Panmure as is included in this tract called the Rams Horn as located by the Defendant in red drawn lines with three degrees for variation) with the appurtenances situate lying and being in Frederick county aforesaid which the said George Scott on the twentieth day of February one thousand eight hundred and four had demised to the said John Deem for a term of years which is not yet expired to begin from the seventeenth day of the same month of February then last past until the full end and term of five years from thence next ensuing and fully to be compleat and ended. as also the sum of thirty four pounds seventeen shillings and three pence half penny current money which were then and there adjudged unto the said John Deem Lessee as aforesaid for his damages which he had sustained as well by reason of the trespass and ejectment aforesaid as for his costs and charges by him about his suit in that behalf expended, whereof the said Robinson Eastburn is convicted as appears of record. Therefore you are hereby commanded that without delay you cause the said John Deem Lessee of the said George Scott to have his possession of his term aforesaid yet to come and unexpired of and in the lands and premises aforesaid with the appurtenances, and in what manner you shall execute this writ make appear to the Judges of the next county Court to be held for the County aforesaid in Frederick Town in and for the said county on the first Monday of August next. You are also hereby commanded to take the aforesaid Robinson Eastburn if he shall be found in your bailiwick and him safe keep so that you have his body before the Judges of the said county Court at the place and on the day last aforesaid to satisfy unto the said John Deem Lessee as aforesaid the damages costs and charges aforesaid, and also fifty pounds of tobacco additional costs thereon. Hereof fail not at your peril and have you then and there this writ. Witness John Buchanan Esquire Chief Judge of the said Court the first day of February 1808. Issued the 3d day of May 1808.

A.S. L.A. Wm Ritchie clk

Marshals said first Monday of August 1808 and the day of the return of the foregoing writ, came into the county court here the said John Deem Lessee as aforesaid, by his attorney aforesaid, and the Sheriff of Frederick county aforesaid, to whom the said writ was in form aforesaid directed, makes return thereof to the Court here then endorsed towit. "Delivered and possession delivered the 27 June 1808 George Breager

Test. Wm Ritchie Clerk

Dr. Shff.

The plaintiff likewise gave in evidence to the Jury a deed from George Scott to Robert Cheney

This Indenture made and concluded this third day of August in the year of our Lord one thousand eight hundred and nine between George Scott of Washington county and State of Maryland of the one part and Robert Cheney of the same county and State aforesaid of the other part. Whereas the said George Scott did by his certain agreement with William Cheney deceased bearing date the thirty first day of May one thousand eight hundred and four and by his certain bond to the said William Cheney bearing date the fifth day of June one thousand eight hundred and four in consideration of the sum of two thousand four hundred and twenty four pounds, fifteen shillings current money of Maryland agree to convey to the said William Cheney certain lands therein mentioned, and whereas the said William Cheney hath since died intestate leaving his brothers and sisters his heirs at law of whom the above mentioned Robert Cheney is one who filed his petition in Frederick County Court praying a division or sale of the real estate of the said William Cheney deceased