come again into the County Court here as well the said John Doe
Lessee as aforesaid by Clement Dorsey and Walter H. Mitchell his
attornies, as the said William Hanson by his attorney aforesaid, and the
said William Hanson by his attorney attorney aforesaid as before defends
the force and injury when and so forth. Thereupon on motion of the said
William Hanson by his attorney aforesaid further leave is given by the
Court here to the said William Hanson to ascertain his defence and
answer to the declaration aforesaid of the said John Doe Lessee as aforesaid
in the plea aforesaid until the third Monday in August next. The
same day is given to the said John Doe Lessee as aforesaid then and
so forth. At which mentioned third Monday in August being the
twentieth day of the same month in the year of our Lord one thousand
eight hundred and twenty seven, until which said day the said William
Hanson had further leave to ascertain his defence and answer to the
declaration aforesaid of the said John Doe Lessee as aforesaid in the plea
aforesaid, come again into the county Court here as well the said John Doe
Lessee as aforesaid by his attornies aforesaid, as the said William Hanson
by his attorney aforesaid. And the said William Hanson by his attorney
aforesaid as before defends the force and injury when and so forth, and takes
defence according to his pretensions as they shall appear to be laid down
in this cause, and says that he is not guilty of the trespass and ejectment
aforesaid in the declaration aforesaid mentioned in manner and form
as the said John Doe Lessee as aforesaid above complains against him,
and of this he puts himself upon the country, and the said John Doe
Lessee as aforesaid in like manner and so forth. And thereupon on motion
of the said John Doe Lessee as aforesaid by his attornies aforesaid, it is
ordered by the Court here that the writ of the State of Maryland of
Warrant of resurvey issue in this cause. Thereupon further process of
and upon the premises aforesaid, between the parties aforesaid by consent
of the said parties and their attornies aforesaid, and by order of the Court
here thereon is further continued until the third Monday in March next.
At which mentioned third Monday in March being the seventeenth
day of the same month in the year of our Lord one thousand eight
hundred and twenty eight come again into the County Court here as well the
said John Doe Lessee as aforesaid by his attornies aforesaid, as the said
William Hanson by his attorney aforesaid. And thereupon the writ of the
State of Maryland of Warrant of Resurvey issues in this cause directed to the
Sheriff and Surveyor of Charles county in form following to wit:
"Charles County to wit. The State of Maryland to the Sheriff and Surveyor
of Charles county Greeting — Whereas at a county court begun and held at
Port Tobacco in and for Charles county aforesaid on the third Monday in

August in the year of our Lord one thousand eight hundred and twenty
seven, it was so far proceeded in a certain plea of trespass and ejectment in the
said Court depending between a certain John Doe Lessee of John Barnes
plaintiff, and a certain William Hanson of Samuel defendant that it was
considered absolutely necessary for the better information of the said Court and
the Jury in the truth of the premises all that the said tract or parcel of
plantable land called Posey's Chance lying and being in the county aforesaid
containing two hundred acres with the appurtenances, and also all that the
said tract or parcel of plantable land called Hopewell's Addition lying and
being in the county aforesaid containing one hundred acres with the appur-
tenances be carefully resurveyed and laid out according to the ancient
metes and bounds thereof as in the original certificate of survey thereof is
expressed to the end, that the said lands in controversy and the claims
and pretences of both parties may more plainly and differently appear
to the Court and jury. Therefore you the said Surveyor in the presence
of you the said Sheriff are hereby commanded carefully to resurvey and
lay out as well the said lands in dispute as any other land adjacent
thereof which shall be thought necessary by the said plaintiff or defendant
to be laid out for the better illustration of the matter, according to the
claims and pretentions of the plaintiffs in the presence of the defendant,
if he being summoned think fit to be present and without any inter-
ruption of him the said defendant or if absent, notice to be left at his
place of residence or last place of abode; and likewise survey and lay out
the same lands in dispute as aforesaid according to the claims and pretentions
of the defendant in the presence of the plaintiff if he being summoned
think fit to be present, without any interruption of him the said plaintiff
or if absent, notice to be left at his place of residence or last place of abode;
and you the said Sheriff are hereby empowered to examine upon oath any
witness or witnesses that by either of the said parties shall be produced in
relation to the same, and you the said Sheriff are hereby ordered to give both
the said parties ten days notice before the day of the execution of this writ;
and you the said Surveyor are hereby commanded to return fair certificates
and plots therefor drawing the pretences of the plaintiff in black lines, and
the pretences of the defendant in pricked lines as well under the hand and
seal of you the said Sheriff, as you the said Surveyor to the said County
Court to be held at Port Tobacco on the third Monday of August next,
that the said Court and Jury being rightly informed of the truth of the
premises may further proceed therein, as to justice appertains and so forth.
Witness the Honorable John Stephen Esquire Chief Judge of the first
Judicial District of Maryland the 21st day of April Anno Domini 1828
Issued the 2nd day of June 1828. John Barnes Clk