with the appurtenances forever - In witness whereof the said Isaac S White hath hereunto subscribed his name and affixed his seal the day and year above written.

Isaac S White (Seal)

Signed sealed and delivered in the presence of

Jacob Schnebly. John Hershey

State of Maryland. Washington County to wit.

Be it remembered, that on this tenth day of April in the year of our Lord one thousand eight hundred and sixteen personally appear Isaac S White the party grantor above named before us the subscribers, two of the Justices of the peace for Washington county aforesaid, and acknowleged the above deed or instrument of writing to be his act and deed, and the parts of tracts of lands and premises therein mentioned and thereby bargained and sold to be the right and estate of the above named Daniel Harbine the party grantee also therein named his heirs and assigns forever, according to the tenpart, true intent and meaning of the said deed or instrument of writing, and the acts of Assembly in such case made and provided - And now at the same time also personally appears Mary M White wife of the said Isaac S White, before us the subscribers justices as aforesaid and acknowledged the said deed or instrument of writing to be her act and deed, and the lands and premises therein mentioned to be the right and estate of the above named Daniel Harbine his heirs and assigns forever, and the said Mary M White 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 or 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 or ill usage by her husband or fear of his displeasure - Taken and certified the day and year above written.

Jacob Schnebly. Jno. Hershey

By virtue of the said deed of Indenture, the said Daniel Harbine entered upon and took possession of the premises in question on the day of the date of the said last mentioned Indenture, and has continued seized and possessed thereof from that time until the present time claiming the lands as his own in fee by virtue of the said deed of Indenture. That the said John T Mason is the nephew of the testator, who is mentioned by that name as his nephew in the said several testamentary papers. Abraham Barnes the Lessor of the plaintiff is the eldest son and according to the common Law of England is the heir at law of the said John Thompson Mason - The said Abraham Barnes was born on the twenty first day of October eighteen hundred and seven, and attained the age of twenty one years on the twenty first day of October in the year eighteen hundred and twenty eight, and within twelve months from the time he so attained the age of twenty one years, to wit, at the next session of the General Assembly of Maryland thereafter, which commenced on the twenty ninth day of December

eighteen hundred and twenty eight, the said Abraham the Lessor of the plaintiff, petitioned the said General Assembly of Maryland for the passage of an act to change his name from Abraham Barnes Mason to that of Abraham Barnes, without any other name added, which act was accordingly granted on the day of in the year eighteen hundred and twenty nine, and is in the following words and figures to wit

An act altering and changing the name of Abraham Barnes Mason to Abraham Barnes - Whereas Abraham Barnes Mason, hath by his petition represented that he is desirous of complying with certain terms prescribed by the last will and testament of Richard Barnes late of Saint-Marys county deceased, and to enable him to do so, hath prayed for an act of the General Assembly altering and changing his name to Abraham Barnes without any other name added, Therefore

Sec 1. Be it enacted by the General Assembly of Maryland, that the name of Abraham Barnes Mason of Washington county be, and the same is hereby altered and changed to Abraham Barnes, and it shall and may be lawful for the said Abraham Barnes Mason at all times hereafter, to be called and known by and by and use the name of Abraham Barnes, and by the name of Abraham Barnes to purchase, sell convey or demise and be sued in any Court of Law or Equity.

Sec 2. And be it enacted, that all securities, promises, contracts, assurances and lawful act whatsoever hereafter to be made or done by or to the said Abraham Barnes Mason by the name of Abraham Barnes, shall be of the same force and effect, and equally available to all intents and purposes, as if the name of Abraham Barnes had been his true and proper name.

Sec 3. And be it enacted, that all rights and privileges which are now enjoyed by the said Abraham Barnes Mason, and that all liabilities to which he is now subject under the name of Abraham Barnes Mason, be and the same are hereby continued and extended to him under the name of Abraham Barnes.

Since the passage of which act the Lessor of the plaintiff has used no other name than that of Abraham Barnes, by which name alone he is now called and known - John Thompson Mason the father of the Lessor of the plaintiff and nephew of the Testator departed this life on the day of December eighteen hundred and twenty four, having during his life remained possessed of all the estate comprehended in the several testamentary papers aforesaid, except such parts as he had purported to convey by several deeds like that executed to George Mason Chichester, to other persons holding a like relation to the Testator.

And if upon the whole case, the Court shall be of opinion, that the legal title to the premises in question is in the Lessor of the plaintiff, it is agreed that judgment in the usual and proper form shall be entered for the plaintiff, if not that judgment shall be entered for the defendant. Either party to be at liberty to appeal or sue out a writ of Error.

R McTidball Counsel for Plff.

Wm Price for Defendant