pieces or parcels of Land with the appurtenances which the said John was so interested in manner and for the term aforesaid which is not yet expired and ejected him the said John from his said farm. And afterwards the said John being so thereof possessed of one undivided fifth part of the said pieces or parcels of Land in five parts to be divided the said Richard afterwards to wit, on the day and year aforesaid at the County aforesaid with force and arms and so forth entered into the said one undivided fifth part of the said pieces or parcels of Land in five parts to be divided with the appurtenances which the said John was so interested in the manner and 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 and so forth. wherefore the said John saith he is injured and hath sustained damage to the value of five thousand dollars current money and therefore he brings his suit and so forth.

Vernon H Dorsey, & Clement Dorsey. Plaintiffs 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 Calvert County Court to be held at Prince Frederick Town in said County on the second Monday 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 Roe. October 6th 1828.

To Mr Michael Dougherty. tenant in possession of the premises or some part thereof.

Copies of which said declaration and notice were made and sent to the Sheriff of the County aforesaid thereon endorsed "to be served on the defendant, tenant in possession or set upon the premises at least eight days before Court"

At which said second Monday of October being the thirteenth day of the same month in the year of our Lord Eighteen hundred and twenty eight and the return day of the service of the aforegoing declaration and notice comes into Court here the said John Doe Lessee as aforesaid by his attorneys aforesaid and the Sheriff of the County aforesaid to wit John D Ward. Gentleman to whom copies of the said declaration in ejectment and notice aforesaid was in form aforesaid made and sent certifies to the Court here as follows to wit.

Calvert County &c.

I hereby certify to the Honorable the Judges of Calvert County Court. that when I received copies of the said declaration and notice it was so late that I could not serve the

said tenant in possession or set up the same on the premises eight days before the second Monday of October then next as I was commanded

Se answers John D Ward Shff.

Whereupon copies of the said declaration and notice thereto annexed warning the tenant in possession to appear in Calvert County Court to be held at Prince Frederick Town on the second Monday in May next &c. were sent to the Sheriff of the County aforesaid, thereon endorsed as before mentioned.

At which said mentioned second Monday of May being the eleventh day of the same month in the year of our Lord one thousand eight hundred and twenty nine and the day of the service of the copies of the aforegoing declaration and notice comes into the County Court here the said John Doe Lessee of the said Isaac Monell by his attorneys aforesaid and the Sheriff of Calvert County aforesaid to wit, John D Ward Gentleman to whom copies of the said declaration in ejectment and notice aforesaid were in form aforesaid made and sent certifies to the Court here the service thereof in form following to wit.

Service in time. John D Ward Shff.

Whereupon the said John Doe Lessee as aforesaid by his attorneys aforesaid prays that the said Richard Roe the defendant, the said Michael Dougherty the tenant in possession of the said premises or those under whom he claims to the declaration aforesaid may appear. And thereupon the said Michael Dougherty by John R. E. Chesley. Raphael Neale and John J Brooke his attorneys in pursuance of the notice aforesaid comes into Court here. Whereupon it is ruled by the Court here. Whereupon it is ruled by the Court here, with the consent of the said John Doe Lessee as aforesaid by his attorneys aforesaid, and the said Michael Dougherty (who claims the title in question) by his attorneys aforesaid, that the said Michael be admitted defendant in the place of the now defendant Richard Roe, the casual ejector and that he immediately receive a declaration and plead thereto the general issue and at the trial thereon to be had the said Michael shall appear in his proper person or by his attorneys or counsel, and confess lease entry and actual ouster and expulsion of so much of the tenements in the declaration of the said John Doe Lessee as aforesaid as is in the possession of the said Michael or his tenants or of any other person claiming by or under his title, or in default thereof, that judgment be entered against the now defendant Richard Roe the casual Ejector, but that prosecution be staid against him until he makes default in any of the premises, and it is further ruled by the Court here with consent of Counsel that if by reason of such default the said John Doe Lessee as aforesaid shall become nonsuit at the trial the said Michael shall take no advantage thereof, but shall pay to the said John Doe Lessee as aforesaid his costs and so forth. And it is further ruled by the Court here, that if upon the trial of the said issue a verdict shall be given for the said Michael, or if the said John Doe Lessee as aforesaid shall