not prosecute his declaration upon any other cause than for the not
confessing lease entry and ouster as aforesaid then the said Isaac Monett
Lessor of the aforesaid John Doe shall pay costs and so forth. And thereupon
the aforesaid John Doe Lessee as aforesaid by his attornies aforesaid declares
against the said Michael in the plea aforesaid in manner and form
following. Calvert County Sc. Michael Dougherty late of Calvert County
yeoman was attached to answer unto John Doe in a plea whereupon with
force and arms and so forth at Calvert County aforesaid he entered into all
those peices or parcels of land called and known by the names of part Inland
part Enlarged, part Chance, part Orchard and part Williams Hardship
lying and being in Calvert County aforesaid containing three hundred and
twenty seven acres more or less with the appurtenances one undivided fifth
part of the said peices or parcels of land in five parts to be divided which
Isaac Monett 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 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 Vernon & Dorsey and Clement Dorsey his attornies complains
that the said Isaac Monett heretofore to wit on the second day of January
in the year Eighteen hundred and twenty six at Calvert County aforesaid
had demised one fifth of a fifth part of the said peices or parcels of land
in five parts to be divided with the appurtenances to the said John to
have and to hold to the said John and his assigns from the first day of
January in the year aforesaid for and during and unto the full end
and term of seven years from thence next ensuing, and fully to be
completed and ended, by virtue of which said demise the said John
entered into the said peices or parcels of Land with the appurtenances
and became and was thereof possessed for the said Term so to him thereof
granted as aforesaid, and the said John being so thereof possessed, the
said Michael afterwards to wit, on the first day of March in the year one
thousand eight hundred and twenty seven, with force and arms and so
forth entered into the said peices 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 peices or parcels of land
in five parts to be divided, the said Michael 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 peices 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

of the State and so forth. Whereupon the said John saith he is injured and
hath sustained damages to the value of five thousand dollars current money
and therefore he brings his Suit and so forth.

Vernon & Dorsey & Clement Dorsey p. Pltffs Attys.

Thereupon on motion of the said Michael by his attornies aforesaid leave is
given by the Court here to the said Michael to ascertain his defence and
answer to the declaration aforesaid of the said John Doe Lessee as aforesaid in
the plea aforesaid until the second Monday in October next, the same day is
given to the said John Doe Lessee as aforesaid &c.

At which said second Monday in October being the twelfth day of
the same month in the year of our Lord Eighteen hundred and twenty nine
comes again into Court here the said John Doe Lessee as aforesaid by his
attornies aforesaid, and the said John Doe Lessee as aforesaid by his attorneys
aforesaid suggests to the Court here that since the last continuance of the
plea aforesaid to wit the second Monday of May last from which day the
said plea was last continued to this day and before this day that is to
say on the day of last past the said Michael Dougherty at
the County aforesaid departed this life and the same is not denied:
Whereupon by leave of the Court here first had and obtained according to
the act of Assembly in such case made and provided, Eleanor
Dougherty, Charles Dougherty and Mary Dougherty the heirs and
representatives of the said Michael Dougherty appear in Court here by
John R. C. Chesley, Raphael Neale and John I. Brooke their attornies.
Thereupon on motion of the said Eleanor, Charles and Mary heirs and
representatives as aforesaid by their attornies aforesaid, leave is given by the
Court here to the said Eleanor, Charles and Mary to ascertain their defence
and answer to the declaration aforesaid of the said John Doe Lessee as aforesaid
in the plea aforesaid until the second Monday in May next, the same
day is given to the said John Doe Lessee as aforesaid, then and so forth.

At which said second Monday in May being the tenth day of
the same month in the year of our Lord one thousand eight hundred and
thirty until which day the said Eleanor, Charles and Mary heirs and
representatives as aforesaid had leave to ascertain their defence and then to
answer to the declaration of the said John Doe Lessee as aforesaid in the plea
aforesaid comes into Court here as well the said John Doe Lessee as aforesaid
by his attornies aforesaid as the said Eleanor, Charles and Mary by
Raphael Neale, David Stewart and John I. Brooke their attornies. Where-
upon the said Eleanor, Charles and Mary heirs and representatives
as aforesaid by their said attornies pray leave of the Court here further time
to ascertain their defence and then to answer to the declaration of the said
John Doe Lessee as aforesaid in the plea aforesaid and to them it is
granted, until the second Monday in October next then and so forth.
and the same day is given to the said John Doe Lessee as
aforesaid &c.