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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 damage to the value of five thousand dollars current money and therefore he brings his suit and so forth.

G. N. Leansin, plaintiffs atty.

Pledges &c. Jno. Doe and Richard Roe.

Madam. I am informed that you are in possession of or claim title to the premises in this declaration mentioned as to some part thereof, and I being sued in this action as casual ejector and having no claim or title to the same premises do advise you to appear in Saint Mary's County Court to be held for the said County at Leonard Town on the first Monday in March 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 yours &c. Richard Fenn. Jan.y 5th 1834

To Mrs. Eleanor Ellis Tenant in possession of the premises or some part thereof.

A copy of which said declaration and notice was made and sent to the sheriff of Saint Mary's County aforesaid thereon endorsed to be served on the defendant tenant in possession or set upon the premises at least ten days before Court.

At which mentioned first Monday of March being the third day of the same month in the year of our Lord one thousand eight hundred and thirty four and the return day of the service of a copy of the aforegoing declaration comes into the County Court here the said John Denn Lessee of the said Francis Knott by his attorney aforesaid and the sheriff of Saint Mary's County to wit, George H. Morgan Gentleman to whom a copy of the said declaration in ejectment and notice aforesaid was in form aforesaid made and sent certifies to the Court here the service thereof in form following to wit:

Saint Mary's County to wit. I hereby certify to the Honorable the County Court that I did on the thirty first day of January eighteen hundred and thirty four serve Eleanor Ellis tenant in possession of the premises mentioned in the declaration hereunto annexed or some part thereof with a true copy of the declaration and notice thereunder written and hereunto annexed and at the same time I read to her the notice thereunder written. So answers,

George H. Morgan, Shff.

Whereupon the said John Denn Lessee of the said Francis Knott by his attorney aforesaid prays that the defendant the said Eleanor Ellis the tenant in possession of the said premises or those under whom she claims to the declaration aforesaid may appear, and thereupon the said Eleanor Ellis by Nicholas Stonestreet and Benjamin G. Harris her attornies in pursuance of the notice aforesaid comes into Court here, whereupon it is ruled by the Court here with the consent of the said John Denn Lessee as aforesaid by his attorney aforesaid and the said Eleanor Ellis who claims the title in question by her attornies aforesaid, that the said Eleanor Ellis be admitted defendant in the place of the now defendant Richard Fenn 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 Eleanor Ellis shall appear in her proper person or by her attorney or counsel, and confess the lease entry, and actual ouster and expulsion of so much of the tenements in the declaration of the said John Denn Lessee as aforesaid as is in the possession of the said Eleanor Ellis or her tenants or of any other person claiming by or under her title or in default thereof that Judgment be entered against the now defendant Richard Fenn

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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 Denn Lessee as aforesaid shall become non suit, at the trial the said Eleanor Ellis shall take no advantage thereof but shall pay to the said John Denn Lessee as aforesaid his costs &c. 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 Eleanor Ellis or if the said John Denn Lessee as aforesaid shall not prosecute his declaration upon any other cause than for the not confessing lease entry and ouster as aforesaid then the said Francis Knott Lessor of the aforesaid John Denn shall pay costs and so forth, and thereupon the aforesaid John Denn Lessee as aforesaid by his attorney aforesaid declares against the said Eleanor Ellis in the plea aforesaid in manner and form following to wit:

Western Shore State of Maryland Saint Mary's County to wit. Eleanor Ellis late of Saint Mary's County widow was attached to answer unto John Denn in a plea wherefore with force and arms and so forth, at the County aforesaid he entered into all that tract or parcel of plantable land called Pederine lying and being in Saint Mary's County aforesaid containing one hundred and sixty nine acres with the appertenances which Francis Knott 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 Gerard N. Leansin his attorney complains that the said Francis Knott heretofore to wit: on the first day of January in the year of our Lord eighteen hundred and thirty two at Saint Mary's County aforesaid had demised to the said John and his assigns from the thirty first day of December then last past for and during and unto the full end and Term of fifteen years from thence next ensuing and fully to be complete and ended, by virtue of which said demise the said John entered into the said tract or parcel of plantable land with the appertenances and was possessed thereof and being so possessed thereof the said Eleanor afterwards to wit, on the said first day of January in the year of our Lord eighteen hundred and thirty two aforesaid with force and arms that is to say with swords, staves and knives at the County aforesaid entered into the said Tract or parcel of plantable land with the appertenances which the said Francis Knott had demised to the said John in manner aforesaid which is not yet expired and ejected 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 and so forth.

Wherefore the said John saith he is injured and hath damage to the value of five thousand dollars current money and therefore he brings his suit and so forth.

G. N. Leansin plaintiffs atty.

Pledges &c. Jno. Doe and Rich.d Roe.

Thereupon on motion of the said Eleanor Ellis by her attornies aforesaid leave is given by the Court here to the said Eleanor Ellis to ascertain her defence and answer to the declaration aforesaid of the said John Denn lessee as aforesaid in the plea aforesaid until the first Monday of August next, the same day is given to the said John Denn Lessee as aforesaid and so forth. At which said first Monday of August being the fourth day of the same month in the year