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in form aforesaid, as the matters aforesaid, by the said Ann Shippy above for error assigned being seen, and by the Court of Appeals here fully understood and mature deliberation thereupon had, and the said parties file an agreement and a decree in the Court of Appeals here, in the words and of the tenor following, to wit,

Shiply vs. Higgins | Court of Appeals W. Shore June Term 1844. No. 15 - Agreement. In this case it is agreed that the decree of the Chancellor shall be affirmed, without costs, and the same remanded to the Chancery Court, for further proceedings -

Jas. A. Stewart, Atty. for Appellant -
J. W. Iversfield, Solr. for Appellee -

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Ann Shippy vs. Thomas Higgins | Court of Appeals W. S. June Term 1844. Appeal from Chancery No. 15 -

This cause being submitted by consent - It is this fourteenth day of June 1844 by this Court and by the authority thereof ordered adjudged and decreed (in pursuance of the agreement of the parties this day filed) that the decree of the Court of Chancery appealed from shall be affirmed without costs and that this cause be remanded to the Court of Chancery for further proceedings according to the rights of the parties thereto. -

Jno. Buchanan
Stevenson Archer
Thos B. Dorsey -
E. F. Chambers
Ara Spence -

Test, Richard W. Gill, Clerk -

Richard W. Isaac and wife Lessee - vs. Caleb Clarke -

Be it remembered, That now here on the first Monday in December being the fifth day of the said month, in the year of our Lord one thousand eight hundred and forty two the Chief Judge and Associate Judges of the first Judicial District of Maryland, in pursuance of the directions of the act of Assembly in such case made and provided transmit to the Court of Appeals here the record of proceedings of a plea which was lately depending before them in the County Court of Prince Georges County between Godfrey Goodtitle Lessee of Richard W. Isaac and wife plaintiff and Caleb Clarke defendant and wherein the said County Court gave judgment for the said Caleb Clarke against the said Godfrey Goodtitle Lessee as aforesaid and from which said judgment the said Godfrey Goodtitle, Lessee as aforesaid appealed to the Court of Appeals here, the tenor of which said record of proceedings is in form following, to wit:

State of Maryland Prince Georges County, Sct.

At a County Court of the first Judicial District of Maryland begun and held at Upper Marlborough Town in and for said County on the ~~on the~~ second Monday of October being the fourteenth day of the same month in the year of our Lord one thousand eight hundred and thirty nine, and the sixty third year of the Independence of the United States of America -

Were Present, -

The Honourable | John Stephen, Esquire Chief Judge
Edmund Key and Clement Dorsey | Esqrs. Associate Judges. -
Samuel Fowler, Esquire Sheriff -
Aquila Beall, Clk.

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In the Record and proceedings of the same Court among others is the following to wit.

Godfrey Goodtitle Lessee of Richard W. Isaac and wife vs. Nicholas Notitle Caleb Clarke, Tenant -

Be it remembered that heretofore to wit, on the twenty fifth day of March in the year of our Lord one thousand eight hundred and thirty five Godfrey Goodtitle, Lessee of Richard W. Isaac and wife by Walter W. W. Bowie and Thomas S. Alexander Esquires his attornies declared in the Court here against Nicholas Notitle, in a plea of trespass and ejectment in manner and form following to wit:

"Western Shore State of Maryland Prince Georges County set. Nicholas Notitle late of Prince Georges County was attached to answer unto Godfrey Goodtitle in a plea wherefore with force and arms &c. at Prince Georges County aforesaid he entered into all those tracts or parcels of plantable land called Burgesses Delight Clarke's Fancy and Hickory Thicket, lying and being in Prince Georges County aforesaid containing one thousand acres with the appertenances which Richard W. Isaac, and Eliza his wife demised to the said Godfrey for a term of years, which is not yet expired and ejected him from his said farm, and other wrongs to the said Godfrey there did to the great damage of the said Godfrey and against the peace Government and dignity of the State &c.

And whereupon the said Godfrey by Walter W. W. Bowie, his attorney complains that the said Richard W. Isaac and Eliza his wife heretofore to wit, on the first day of January in the year 1835, at Prince Georges County aforesaid had demised to the said Godfrey all those said tracts or parcels of plantable land called Burgesses Delight Clarkes Fancy and Hickory Thicket lying and being in the County aforesaid containing one thousand acres with the appertenances to have and to hold the same to the said Godfrey 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 Godfrey entered into the said tracts or parcels of plantable land with the appertenances, and was possessed thereof and being so possessed thereof, the said Nicholas afterwards to wit, on the said first day of January in the year 1835 aforesaid, with force and arms that is to say with swords staves and knives at the County aforesaid entered into said tracts or parcels of plantable land with the appertenances which the said Richard W. Isaac and Eliza his wife had demised to the said Godfrey in manner aforesaid for the term aforesaid which is not yet expired and ejected the said Godfrey from his said farm and other wrongs to the said Godfrey then and there did to the great damage of the said Godfrey and against the peace government and dignity of the State &c. wherefore the said Godfrey saith he is injured and hath sustained damage to the value of five thousand dollars, and therefore he brings suit &c." -

Walter W. W. Bowie, Plaintiffs Attorney.

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 said premises do advise you to appear in Prince Georges County Court to be held at Upper Marlbro' Town, on the fourth Monday in April next &c. 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 up against me, and you will be turned out of possession -