Judge and associate Judges of the fifth 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 Allegany County between Richard Roe Lessee of James Reynolds plaintiff and Jonathan Huddleson defendant, and wherein the said County Court gave judgment for the said Richard Roe Lessee as aforesaid against the said Jonathan Huddleson and from which said judgment the said Jonathan Huddleson appealed to the Court of Appeals here, the tenor of which said record of proceedings is in form following, to wit:

Maryland Allegany County ss:

At a County Court of the fifth Judicial District of the State of Maryland begun and held at the Court House, in the town of Cumberland in and for the County aforesaid on the third Monday of April in the year of our Lord one thousand eight hundred and forty six.

Were Present, The Honorable Robert N. Martin, Esquire Chief Judge.
" " Thomas Buchanan, Esquire and
Richard H. Marshall, Esquire.
Associate Judges.

Moses Rawlings, Esquire sheriff. Henry Bruce, Clerk.

At which said Court among other were the following proceedings to wit:

James Reynolds's Lessee,
vs.
Jonathan Huddleson.

Be it remembered that heretofore to wit: on the twenty ninth day of March in the year of our Lord one thousand eight hundred and forty five Richard Roe Lessee of James Reynolds by Thomas Perry, Esquire his attorney declared in the County Court here against John Doe in a plea of trespass and ejectment with a notice thereto annexed in form following to wit:

State of Maryland, Allegany County to wit: John Doe late of Allegany yeoman was attached to answer unto Richard Roe in a plea wherefore with force and arms &c. at the County aforesaid he entered into all that parcel or tract of plantable land called Western Route lying and being in the County aforesaid containing two hundred and eleven acres and seven eighths of an acre, with the appurtenances, which James Reynolds demised to the said Richard for a term of years, which is not yet expired and ejected him from his said farm and other wrongs to the said Richard did there, to the great damage of the said Richard and against the peace government and dignity of the State and so forth. And whereupon the said Richard by Thomas Perry his attorney complains that the said James Reynolds heretofore to wit on the second day of August in the year eighteen hundred and forty four, at the County aforesaid had demised to the said Richard all that the said tract or parcel of plantable land called "Western Route" lying and being in the County aforesaid containing two hundred and eleven acres and seven eighths of an acre, with the appurtenances to have and to hold the same to the said Richard and his assigns from the first day of August in the year eighteen hundred and forty four then 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 Richard entered into the said tract or parcel of plantable land with the appurtenances and was possessed thereof, and being so possessed thereof, the said John afterwards to wit, on the day and year first aforesaid with force and arms that is to say with sticks and staves at the County aforesaid enter into the said tract or parcel of plantable land, with the appurtenances which the said James Reynolds had demised to the said Richard in manner aforesaid for the term aforesaid which is not yet expired and ejected the said Richard from his said farm and other wrongs to the said Richard then and there did, to the great damage of the said Richard and against the peace government and dignity of the State and so forth. And whereforeth the said Richard saith he is injured and hath sustained damage to the value of five hundred dollars and therefore he brings suit and so forth. Thomas Perry, 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 same premises do advise you to appear in Allegany County Court, on the third Monday of April 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, or otherwise I shall suffer Judgment to be entered against me and you will be turned out of possession.

I am &c. John Doe.

To Mr. Jonathan Huddleson tenant in possession of the premises or of some part thereof.

A copy of which said declaration and notice under seal was made and sent to the sheriff of Allegany County aforesaid thus endorsed "to be served on tenant in possession if no tenant, to be set up on the most conspicuous part of the premises, at least eight days before the sitting of the Court.

At which mentioned third Monday in April to wit, in the year of our Lord one thousand eight hundred and forty five being the return day of the service of the Copy of the aforesaid declaration, comes into the County Court there the said Richard Roe, Lessee as aforesaid, by his attorney aforesaid and the sheriff of the County aforesaid to wit: Norman Bruce gentleman to whom the Copy of the declaration in ejectment and notice aforesaid was in manner aforesaid sent, certifies to the Court here the service thereof in form following, to wit:

James Reynolds
vs.
John Doe with notice
to Jonathan Huddleson.

Delivered N. A. and Notice to Jonathan Huddleson tenant in possession on the 10th day of April 1845.
Nor.t Bruce, Sheriff.

Whereupon the said Richard Roe, lessee, as aforesaid, by his attorney aforesaid, prays that the said John Doe, the defendant, the said Jonathan Huddleson the tenant in possession of the premises or those under whom he claims, to the declaration aforesaid may appear. And thereupon the said