the State of Maryland &c. Hereof fail not at your peril and have you then and there this writ. Witness the Honourable James Seligman Esquire Chief Judge of the said Court the 10th day November Anno Dominii 1806. Issued the 19th day of May 1807. J.G. J. Lockerman Clk.

At which said fourth Monday in May Instant to wit in the year of our Lord Eighteen hundred and seven being the return day of the aforegoing Writ, Comes into the said Court here the said Samuel Tenant by John Goldsborough and Thomas James Bullitt Esquires his attornies and the Sheriff of Talbot County aforesaid to whom the said aforegoing writ was in form aforesaid directed, makes return thereof to the Court here thus endorsed (viz.) "Cepi" So answers Samuel Thomas Sheriff. And the said Edward N Hambleton being called appears in Court here by John L Kerr Esquire his attorney and prays leave of the Court here to impanel until the next Court and he hath it, the same day is given to the said Samuel Tenant then &c. At which said next Court to wit, the second Monday of November Anno Dominii eighteen hundred & seven come into Court here the parties aforesaid by their attornies aforesaid and the said Samuel Tenant by his attornies aforesaid declares against the said Edward Needles Hambleton in the plea aforesaid as follows to wit, Talbot County to wit, Edward Needles Hambleton late of Talbot County Yeoman was Attached to answer unto Samuel Tenant of a plea wherefore with force and arms &c at the County aforesaid he the said Edward Needles Hambleton the close of him the said Samuel lying and being in the County aforesaid called "Knave deceived" did break & enter and the trees of him the said Samuel To wit one hundred White oak trees each White oak tree of the Value of five pounds Current money one hundred red oak trees each of them of the value of three pounds Current Money one hundred pine trees & one hundred gum trees each of said pine and gum trees of the value of two pounds, all in and upon the said close then being standing & growing did fell, cut down & carry away and other harms to him the said Samuel then and there did to the great damage of him the said Samuel and against the peace government & dignity of the State &c. And whereupon the same Samuel Tenant by John Goldsborough his attorney Complains that the said Edward Needles Hambleton on the day of in the year of our Lord eighteen hundred and and on divers other days & times between that day and the day of suing forth the Original Writ of the said Samuel in this Cause with force and arms &c broke & entered the close of the said Samuel called "Knave deceived" situate lying and being in Talbot County aforesaid and the trees of him the said Samuel that is to say One hundred White Oak trees each White oak tree of the value of five pounds Current money, One hundred red oak trees each of them of the value of three pounds Current Money One hundred pine trees and one hundred gum trees each of the said pine and gum trees of the value of two pounds Current Money all in and upon the close aforesaid being then standing and growing did fell, Cut down, take & Carry away and other harms to the said Samuel then and there did to the great damage of the said Samuel and against the peace government and dignity of the State of Maryland &c whereupon the said Samuel saith he is prejudiced & hath damage to the value of Two hundred pounds Current Money and therefore he brings this Suit &c. Pledges &c John Doe, Richard Roe.

John Goldsborough Attorney for Plaintiff.

Whereupon the said Edward Needles Hambleton at the Prayer of the said Samuel Tenant by his Attorney aforesaid was ruled to file his plea to the said declaration by the day assigned according to the rules of the said Court, and thereupon day was given as well to the said Edward Needles Hambleton as the said Samuel Tenant until the next Court then &c At which said next Court (viz.) the fourth Monday of May in the year of our Lord eighteen hundred and eight Come into Court here the parties aforesaid by their Attornies aforesaid and the said Edward Needles Hambleton by his attorneys aforesaid files in Court here his plea in answer to the declaration aforesaid in form following (to wit.)

Edward Needles Hambleton vs. Samuel Tenant. Plea. And the said Edward Needles Hambleton by John Leeds Kerr his Attorney comes and defends the force and injury when &c And says he is not guilty of the said trespass in manner and form as the plaintiff hath above Complained against him & of this he puts himself upon the Country.

John L Kerr for Defendant.

And the said Samuel Tenant thereof in like manner. Whereupon further precept issued upon the premises aforesaid between the parties aforesaid by Consent of the said parties & their Attornies aforesaid and by order of the Court here thereon is further continued until the next Court then &c At which said next Court to wit the second Monday of November Anno Dominii Eighteen hundred and eight come into Court here the parties aforesaid by their attornies aforesaid, thereupon further precept issued upon the premises aforesaid by Consent of the said parties and their attorneys aforesaid and by order of the Court here thereon is further continued, until the next Court then &c At which said next Court to wit the fourth Monday of May

Anno Dominii eighteen hundred and nine come into Court here the parties aforesaid by their attornies aforesaid. Thereupon on Motion of the said Samuel Tenant by his Attorney aforesaid it is ordered by the Court here that the Writ of the State of Maryland of Warrant of Resurvey issue in this Cause, and the same according by issues directed to the Sheriff and Surveyor of Talbot County in form following (to wit) (Warrant of resurvey not returned) And thereupon the second Monday of November in the year last aforesaid (being the return day of the aforesaid Warrant of resurvey) is given to the parties aforesaid then and there and so forth. At which said second Monday of November in the year of our Lord eighteen hundred and nine being the day of the return of the aforegoing Warrant of Resurvey as aforesaid Comes again into the said County Court here the parties aforesaid by their Attornies aforesaid and the Sheriff and Surveyor of the County aforesaid to whom the said Warrant of resurvey was in form aforesaid directed make return to the Court here fully executed & certificates with the following Depositions taken before them to wit. —

Samuel Tenant vs. Edward N Hambleton

Deposition of David Barrow Surveyor of Talbot County aged fifty and one years and upwards being duly Sworn on the Holy Evangels touching his knowledge of the original Survey of a tract of land called "Neglect" the property of William Hambleton deceased deposeth and sayeth, that in the year 1795 Edward N Hambleton was a deputy Surveyor of Talbot County aforesaid and that from papers which have come to his the Defendants view a Survey called "Neglect" was made in that year by Edward N Hambleton for his father William Hambleton that he the deponent has no knowledge of the lines or bounds of said Neglect except what he was informed by the said Edward N Hambleton when the deposition of the said Edward N Hambleton was taken in a suit then depending between William aforesaid and Samuel Tenant the following being a Correct Copy of said Deposition. —

William Hambleton vs. Samuel Tenant

"The Deposition of Edward N Hambleton of Talbot County aged twenty four years or thereabouts being first duly Summoned and Sworn deposeth and sayeth that the deponent sometime past run out a tract of land called "Neglect" but the deponent cannot tell at this time the exact spot where he began the said land called "Neglect" but further informs he refers the Surveyor to the Certificate on the Survey and the deponent further sayeth that he cannot recollect what allowance was made on laying down the tract of land called "Martingham Enlarged" & further information refers to the Certificate of said land called "Martingham Enlarged" and "Neglect"

2. Sir. did you measure the first line of "Neglect" and find that 17 perches intersected the N E line of "Elliotts folly" as you then located "Elliotts folly" and find that 48½ perches intersected the first of a tract of land called the "Meadows" as you then located the "Meadows", the deponent answers "he did".

2. Did you measure the third line of "Neglect" with the first line of the "Meadows" and find it 52 perches to the end of the first line of the "Meadows"? The Deponent answers "he did".

2. Did you measure the fourth line of "Neglect" still with the "meadows" and find it fifty eight perches to the line of "Martingham Enlarged" The Deponent answers "he did" — and that the above answers are intended to correspond with the Certificate of "Neglect" as he cannot charge his memory with any of the above questions. 2. How did you locate "Elliotts folly" when you made this Survey called "Neglect" did you lay it down Course and distance mearly from the first boundary? Deponent answers "he does not recollect"

2. Was you governed by any other Boundary but the beginning boundary in laying down "Elliotts folly"? The Deponent answers he doth not know the beginning boundary in laying down Elliotts folly

2. Was you not shown by pointing a boundary of "Elliotts folly" The Deponent answers he was shown a boundary of Elliotts Folly" but he doth not recollect by whom.

2. Was you directed in what manner to lay down "Elliotts folly" by the plaintiff in this Case? The Deponent is not certain, but he believes he was"

2. Did you to any more than one boundary when you laid down "Elliotts folly"? The deponent cannot recollect but refers the Certificate of "Neglect".

2. Who was your Chain Carriers when you made the Survey called "Neglect" The Deponent sayeth that Francis Sinclair & James Harrison commonly called lame James Harrison.

2. Did you give a tract of land called "Fiddlemans Discovery" any location at all when you made the Survey called "Neglect" The Deponent Answers not as he recollects. —

2. Have you any knowledge of a Corner tree, or any other Mark of a Tract of land called "Cambridge" the first boundary, if so? The answer is he doth not — and further the Deponent sayeth not —

Taken at their request of the Defendant this 6th day of April 1779. Edward N Hambleton

John Thomas Sheriff of Talbot County.