State of Maryland Queen Ann's County ss. Elizabeth Maffey late of Queen Ann's County, Spinster, was attached to answer unto John Denn in a plea wherefore with force and arms &c. at Queen Ann's County aforesaid she entered into all those tracts or parcels of plantable land called Friendship, Maffeys part of Friendship corrected, Spys Chance, Collins Range & Friendship, Friendship, lying and being in Queen Ann's County aforesaid containing seven hundred acres of land with the appurtenances which Joshua Maffey had 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 aforesaith - And whereupon the said John by William Carmichael his Attorney complains that the said Joshua Maffey heretofore to wit, on the first day of August, in the year eighteen hundred and eight, at Queen Ann's County aforesaid had demised to the said John all those tracts or parcels of plantable Land called Friendship, Maffeys part of Friendship corrected, Spys Chance, Collins Range and Friendship, lying and being in Queen Ann's County aforesaid containing seven hundred acres of land with the appurtenances to have and to hold the same to the said John and his Assigns from the thirty first day of July then last past for a term and until the full end and term of Fifteen years from thence next ensuing to be fully complete and ended, by virtue of which said demise the said John entered into the said Tracts or parcels of plantable Land with the appurtenances and was possessed thereof, and being so possessed thereof the said Elizabeth, to wit, on the second day of August in the year eighteen hundred and eight aforesaid with force and arms that is to say with swords staves & knives at the County aforesaid into the said tracts or parcels of plantable Land with the appurtenances which the said Joshua Maffey had demised to the said John in manner aforesaid for the term aforesaid, which is not yet expired, and ejected the said John from his said farm & other Wrongs to the said John there and then did to the great damage of the said John and against the peace, government and dignity of the State aforesaith, Whereupon the said John saith he is injured and hath sustained damage to the value of the sum of One hundred pounds and therefore brings his suit aforesaith -

Wm. Carmichael plfs atty.

Thereupon on motion of the said Elizabeth by her Attorney affd. leave is given by the Court here to the said Elizabeth to ascertain her defence and answer to the Declaration affd. until the first Monday of May next, the same day is given to the said John Denn lessee affd. &c. At which said first Monday in May in the year eighteen hundred and nine until which said day the said Elizabeth had Leave to ascertain her defence and answer to the Declaration affd. of the said John Denn lessee as aforesaid in this plea aforesaid came again into the County Court here, as well the said John Denn lessee as aforesaid by his Attorney aforesaid, as the said Elizabeth by her Attorney affd. and the said Elizabeth by her Attorney aforesaid defends the force and injury when &c. and takes her defence of and upon the premises in question upon her title thereto, and says that she is not guilty of the Trespass and Ejectment in the said Declaration mentioned, in manner and form as the said John Denn, lessee as aforesaid above complains against her and of this she puts herself upon the County &c, and the said John Denn lessee as aforesaid in like manner &c. Whereupon further process of and upon the premises aforesaid between the parties aforesaid by consent of the said parties and their Attorneys aforesaid they are of the Court here thereon is further continued until the third Monday in October next. At which said third Monday in October in the year eighteen hundred and nine came again into Court here as well the said John Denn lessee as affd. by William Carmichael his Attorney, as the said Elizabeth Maffey in her own proper person, Whereupon it was ordered by the Court that the said Elizabeth Maffey should employ new Counsel by the first Monday in May then next, the same day was given to the said John Denn as affd. then &c. Thereupon further process of and upon the premises aforesaid, between the parties affd. by consent of the said parties and by order of the Court here thereon is further continued until the first Monday in May then next following. At which said first Monday in May

eighteen hundred and ten came again into Court as well the said John Denn lessee as aforesaid by his Attorney affd. as the said Elizabeth Maffey in her own proper person - Thereupon the rule on defendant as affd. was extended to the third Monday in October then next, the same day was given to the said John Denn lessee as affd. - Thereupon further process of and upon the premises affd. between the parties affd. by consent of the same & by order of the Court here thereon is further continued until the third Monday in October then next. At which said third Monday in October eighteen hundred and ten came again into Court as well the said John Denn lessee as affd. by his Attorney affd. as the said Elizabeth Maffey by James Preston her Attorney, and the affd. rule to employ new Counsel is by order of the Court here discharged and stricken out, and the said Elizabeth by her said Attorney offers herself ready for trial in the plea affd. Thereupon the said John Denn lessee as affd. by his atty, suggests to the Court here, that he cannot safely proceed now here to the trial of this cause, because that a certain James Cooke, a material & competent Witness in this cause is really wanting and hath used his reasonable endeavors for procuring the same, and the affd. John Denn by his Counsel affd, files in Court here the following Affidavit, to wit - Joshua Maffeys lessee v. Elizabeth Maffey - Ejectment &c. James Maffey makes Oath that James Cooke a subscribing Witness to Kensley Maffeys Will under which the said Joshua Maffey claims is not now attending this Court, that a summons has regularly issued for the said James Cooke, and has been returned from Baltimore by the Sheriff thereof, but the return made by the Sheriff being in complete the same has been sent back to Baltimore to the Sheriff, and an Attachment issued against said Sheriff the said James Maffey states that as he believes and understands that the said James Cooke will prove the regular execution of the said Kensley Maffeys Will - Sworn to in open Court 26th October 1810. Test John Dunne Clk of Queen Ann's County Court. Thereupon it is considered by the Court here that the said Elizabeth recover against the said John Denn lessee as affd. the sum of twenty four Dollars seventy six and two thirds Cents for her costs and charges by her sustained about her suit in this behalf since the last continuance of the plea affd. and thereupon by order of the Court here further process of and upon the premises affd. is further continued until the first Monday of May next following.

At which said first Monday of May eighteen hundred and eleven comes again into the Court here as well the said John Denn lessee as affd. by his Attorney affd. as the said Elizabeth by her Attorney affd. Whereupon for the trying of the issue affd. between the parties affd. within joined this Ordered by the Court here that twenty persons from the panel of petit Jurors returned to the Court here by the Sheriff of the County affd. be drawn by ballots according to the act of Assembly in such case made and provided - And thereupon the Jurors being so drawn by ballot and written upon two Lists, one of which said Lists is delivered to the Counsel for the respective parties and the Counsel for each of the said parties having stricken out four persons from the said List, whereupon the remaining twelve jurors persons same as affd. being called come that is to say Thomas Emory, Stephen Lewis, Benjamin Walley, Solomon Wright, Samuel Burgess, Henry Cowall, Robert Harrison, Joshua Kennard jun., Nathan Barnard, William B. Boyle, John Seligman & Thomas A. Cooke, who being impannelled & sworn to say the truth in the premises affd. Whereupon it appearing to the Court here & the parties affd. that the said Joshua Kennard jun. one of the Jurors of the Jury within mentioned from the panel affd. becoming so indisposed by sickness as to be unable to attend the said Court, the remaining Jurors by consent of the said parties by their Attorneys and by order of the Court here are wholly discharged from giving any verdict of and upon the premises within mentioned. Whereupon further process of and upon the premises affd. between the parties affd. by consent of the said parties and their Attorneys affd. and by order of the Court here thereon is further continued until the third Monday of October next following. -

Continued by consent of parties

At which said day, to wit, the third Monday of October being the twenty first day of the same month in the year eighteen hundred and eleven, come again into the County Court here the parties affd. by their Attorneys affd. and thereupon for trying the issue aforesaid it is ordered by the Court here, that twenty