land with the appurtenances as aforesaid and other in-
=juries to the said Simon then and there did to the great
damage of the said Simon and against the peace good
order. dignity & government of the State of Maryland &c.
Whereupon the said Simon says he injured and hath sus-
=tained damage to the value of six hundred pounds cur-
=rent money of Maryland and therefore he brings suit &c.

J Holbrook pro pltff

J Doe } Pledges &c
Rich.d Roe }

Sir

I am informed that you are in possession of or claim
title to the premises in this declaration of Ejectment
mentioned or to some part thereof and I being sued as
Casual Ejector in this action and having no claim or
title to the same do advise you to appear the third monday
in may next in Somerset County Court by some attorney
of that court and there and then by rule of the same
Court to cause yourself to be made defendant in my
stead otherwise I shall suffer Judgment therein to be
entered against me and you will be turned out of posses-
=sion.

I am
yr. friend &c.
Peter Shanks
April 15th 1795

To Mr. Isaac Harris
tenant in poss.

And now here at this day. to wit the third monday in May
Anno Domini Seventeen hundred and ninety five comes
here into court the said Simon Scull Lepen as aforesaid
by his attorney aforesd. and the Sheriff of the County aforesd. to
wit. Levin Ballard Esquire to whom a copy of the decla-
=ration & notice aforesd. in form aforesd. was sent now certifies
to the court here that he did on the twenty first day
of april last past deliver to the said Isaac Harris tenant
in possession of the premises the aforesd. copy of the declara-
=tion and notice aforesd. whereupon the said Simon Scull
Lepen as aforesd. by his attorney

aforesd.

aforesd. prays that the said Isaac Harris the tenant in possession
of the premises aforesd. or those under whom he claims to his de-
=claration aforesd. may appear and answer. Thereupon the said
Isaac Harris Tenant of the premises in question comes here
into court by William Polk his attorney Thereupon on
motion of the said Isaac Harris by his attorney aforesd. it is
ordered by the court here that the said Isaac Harris tenant
of the premises in question in the common rule by consent
in ejectment instead of the casual ejector may appear by
himself and defend his title to the premises in question
or of such part thereof for which he shall hereafter take
defence pursuant to the statute he hereby consenting
to enter into the like rule that the said Peter Shanks by the cour-
=se of the court in case if he had appeared ought to have
done; nevertheless the "plaintiff" shall be at liberty to sign
judgment against the casual ejector but execution is hereby
stayed until this court shall make further order therein.
and by consent of the said Isaac Harris by his attorney
aforesd. it is further ordered that the said Isaac Harris upon
the trial to be had shall admit himself to be in the actu-
=al possession of the said premises or of such part thereof
for which he shall hereafter take defence whereupon the
said Isaac Harris by his attorney aforesd. comes & defends the
force and injury when &c. & takes defence according
to his pretensions as they shall appear to be laid down
on the return of a warrant of resurvey and says that he
is not guilty of the said trespass and ejectment in manner
and form as the said Simon Scull Lepen as aforesd. above against him
hath complained and of this he puts himself upon the County
&c. and the said Simon Scull Lepen as aforesd. in like manner
whereupon for trying of the issue aforesd. Command is given
to the Sheriff of somerset County that he cause to come
before the court here on the second monday in November
next following twelve &c. by whom &c. and who neither
&c. to recognize &c. because as well &c. At which said
second

monday