and appurtenances and all and singular other the premises hereby bargained and sold or meant mentioned or intended hereby so to be and every part and parcel thereof with their and every of their appertenances unto the said Caleb W. Spry his heirs and assigns to the only proper use and behoof of the said Caleb W. Spry his heirs and assigns forever, and to and for no other use intent or purpose whatsoever - And the said James Milward for himself himself his heirs executors and administrators doth hereby covenant grant promise and agree to and with the said Caleb W. Spry his heirs executors administrators or assigns, that he the said James Milward and his heirs the said farm, tracts and parcels of land and premises hereby granted bargained and sold, and every part and parcel thereof with the appertenances thereunto belonging to him the said Caleb W. Spry his heirs and assigns against him the said James Milward and his heirs, and against all and every person or persons whatsoever claiming or to claim, any right title or interest in and to the same or any part thereof shall and will warrant and forever defend by these presents - In witness where of the said James Milward hath hereunto subscribed his name and affixed his seal the day and year first herein before written

Signed Sealed and delivered in the presence of John T. Hurtt, and Wm. A. Miller, James Milward. Seal

Kent County, Set: Received, on the day of the date of the within deed of and from the within named Caleb W. Spry the sum of two thousand dollars current money of the united states, being the consideration money mentioned in the said deed -

James Milward

Witness - John T. Hurtt,
William A. Miller -

The state of Maryland Kent County, to wit: Be it remembered, that on this fifteenth day of March in the year of our Lord, one thousand eight hundred and fifty, personally appears James Milward of Kent County aforesaid, and the party grantor within named, before us the subscribers two of the state of Maryland Justices of the Peace in and for Kent County aforesaid and acknowledges the within ded be instrument of writing to be his act and deed and the tracts Tracts and parcels of land and premises therein mentioned and thereby bargained and sold to be the Right and estate of the within named Caleb W. Spry party grantee also therein named his heirs and assigns forever according to the purport true intent and meaning of the said deed or instrument of writing and the acts of Assembly in such cases made and provided, we further certify that from our own knowledge of and personal acquaintance with the said James Milward we are satisfied that the said James Milward the person who acknowledged as aforesaid, is the identical person who is named and described as and professing to be the party grantor in said Deed or instrument of writing - Acknowledged before and certified by

John T. Hurtt, J.P.
William A. Miller, J.P.

Received March 19th 1850 from Caleb W. Sprys one dollar the stamp duty chargeable on the aforegoing deed in accordance with the acts of assembly of December session 1845 chapter 193 and 1846 chapter 60 -

$1.00 Joseph Redue, Clk. of Kt. Ct. Ct. Mc.

That Margaret Elizabeth Mary and Sarah Milward departed this life during the lifetime of James Milward intestate sole and unmarried and without issue and without having disposed of in any way their interest in said lands - That Martha Milward intermarried with a certain Joseph Ireland and departed this life during the lifetime of James Milward, the

son and without having in any manner disposed of her interest in said lands leaving the following children her heirs at law Alethia Ireland now the wife of James Glenn Elizabeth Ireland now the wife of Joshua Shipley, Mary Ireland who married a certain ____ Foster, who is a widow, Martha Ireland now the wife Michael Barnstable and Susan Ireland who intermarried with a certain Oliver Stoops, and both of whom died during the lifetime of James Milward the son and left an only child Rebecca Stoops That Martha Milward afterwards Martha Ireland survived her sisters Margaret Elizabeth Mary and Sarah Milward: That James Milward the son left issue at his death the following children, to wit: Olivia Milward Emma Milward and Rosetta Milward still in full life. That none of the Legacies bequeathed to James Milward in the will of his father were ever paid: If upon the above statement of facts the Court shall think the plaintiffs entitled to recover then judgment to be entered for them for such proportion of the land as they may be entitled to - If the Court shall be of opinion that the plaintiffs are not entitled to recover then judgment to be entered for the defendant, either party to have the right of Appeal to the Court of Appeals -

James B. Ricaud, for pltff.
George Vickers, Atty. for Deft -

Whereupon the premises being seen and fully understood by the Court there and mature deliberation thereupon had, for that it appears to the Court here, that the said Caleb W. Spry is in nothing guilty of the trespass and ejectment aforesaid, as he the said Caleb W. Spry above in pleading for himself hath alleged, therefore it is considered by the Court here, that the said James Glenn and Alethia Glenn his wife, Joshua Shipley and Elizabeth Shipley his wife Mary Foster, Michael Barnstable and Martha Barnstable his wife Lessee as aforesaid take nothing by their declaration aforesaid, but be in mercy for their false clamour thereupon: and that the said Caleb W. Spry go thereof without day &c - And it is further considered by the Court here, that the said Caleb W. Spry recover against the said James Glenn and others lessee as aforesaid the sum of ____ by the Court here on his assent adjudged unto the said Caleb W. Spry, for his costs and charges by him about his defence in this behalf laid out and expended &c -

And thereupon the said James Glenn and Alethia Glenn his wife, Joshua Shipley and Elizabeth Shipley his wife, Mary Foster, Michael Barnstable and Martha Barnstable his wife by their attornies aforesaid, prays an appeal from the judgment of the Court here so as aforesaid rendered to the Court of Appeals to be held for the state of Maryland and to them it is granted - It is thereupon ordered by the Court here that a transcript of the record and proceedings in the plea aforesaid, with all things thereunto relating, be transmitted to the Court of Appeals for the state of Maryland to be held at the City of Annapolis on the first Monday in December next and the same is transmitted accordingly -

Test, Jas. Frisby Gordon, Clk.

State of Maryland Kent County, to wit: - I hereby certify that the foregoing is a true copy taken from the Record and proceedings of the Levy Court for Kent County - In Testimony whereof I hereto subscribe my name and affix the seal of the Levy Court for Kent County this 9th day of November 1853 - Seal

Jas. Frisby Gordon Clerk -