will be turned out of possession.

I am your loving friend
John Doe.

To
Michael Koechleft tenant in possession
of the premises or some part thereof.

A copy of which said declaration and notice was made and sent to the sheriff of Allegany County aforesaid therein named "to be served on the tenant in possession or set upon the premises. At which said second Monday of October to wit in the year aforesaid and the day of the return of the service of the aforesaid declaration in ejectment comes into Court here the said Richard Roe lessee of the said Regin V. Hook by James M. Schley his attorney aforesaid and the sheriff of Allegany County to wit: Perry Shultz, gentleman to whom a copy of the said declaration in ejectment and notice as aforesaid was in form aforesaid made and sent certifies his service thereof to the Court here in the form following to wit: "Served and notice delivered to Tenant in possession. " Perry Shultz Shff. whereupon the said Richard Roe lessee as aforesaid his attorney aforesaid prays that the said John Doe the defendant the said Michael Koechleft the tenant in possession of the said premises or those under whom he claims to the declaration aforesaid may appear, and thereupon the said Michael Kerchlift by William Walsh his attorney in pursuance of the notice aforesaid comes into Court here whereupon it is ruled by the Court here with the consent of the said Richard Roe lessee as aforesaid by his attorney aforesaid and the said Michael Koechlift (who claims the title in question) by his attorney aforesaid that the said Michael Koechleft be admitted defendant in the place of the said defendant John Doe the casual ejector and that he immediately receive a declaration and plead thereto the general issue and that at the trial thereof be and the said Michael Koechleft shall appear in proper person or by his attorney or counsel and confess the said lease entry and actual ouster and expulsion of so much of the tenements in the declaration of the said Richard Roe lessee as aforesaid as in the possession of the said Michael Koechleft or his tenants or any other persons claiming by or under his title or that in default thereof that judgment be entered against the now defendant John Doe, but that prosecution be stayed against him until he makes default in any of the premises, and it is further ruled by the Court here with consent of Counsel that if by reason of such default the said Richard Roe lessee as aforesaid shall become nonsuit at the trial the said Michael Koechlift shall take no advantage thereof but shall pay to the said Richard Roe lessee as aforesaid his costs &c. And it is further ruled by the Court here that if upon the trial of the said issue or verdict shall be given for the said Michael Koechleft and the said Richard Roe lessee as aforesaid shall not prosecute his declaration upon any other cause than for the not confessing lease entry and ouster as aforesaid then the said Regin V. Hook's lessee of the said Richard Roe shall pay costs, and thereupon the said Richard Roe lessee as aforesaid declares against the said Michael Koechleft in the plea aforesaid as follows to wit:

Allegany County sct:

Michael Koechleft late of Allegany County, Yeoman,



was attached to answer unto Richard Roe in a plea whereforewith force and arms &c, at the County aforesaid he entered into all that tract or parcel of plantable land called lot Number thirteen in Hook's fourth addition to the town of Cumberland beginning at the Western junction of Independance alley and Harrison street and running with said alley north 18¾ degrees east two hundred and one feet eleven inches north sixty nine and one quarter degrees west thirty three feet south eighteen and three quarter degrees west two hundred and three feet south seventy one & one quarter degrees East thirty three feet to the beginning lying and being in the County aforesaid with the appurtenances which Regin V. Hook 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 &c. and whereupon the said Richard by James M. Schley his attorney complains that the said Regin V. Hook heretofore in the third day of June in the year 1850 at the County aforesaid had demised to the said Richard all that the said tract or parcel of plantable land called lot number thirteen in Hook's fourth addition to the town of Cumberland beginning at the Western junction of independance Alley and Harrison Street and running with said alley north Eighteen and three quarter degrees East two hundred and one feet and eleven inches north sixty nine and one quarter degrees west thirty three feet south Eighteen and three quarter degrees. West two hundred and three feet south seventy one and one quarter degrees East thirty three feet to the beginning lying and being in the County aforesaid with the appurtenances thereof and to hold the same to the said Richard and his assigns from the first day of June then passed for and during and unto the full end and time 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 Michael afterwards to wit on the said day & year first aforesaid with force and arms &c that is to say, with sticks and staves at the County aforesaid entered into the said tract or parcel of plantable land with the appurtenances which the said Regin V. Hook had demised to the said Richard in manner aforesaid for the term aforesaid which is not yet expired & 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 &c. Wherefore the said Richard saith he is injured and hath sustained damage to the value of two hundred dollars and therefore he brings suit &c.

J M Schley Plaintiff's attorney.

and thereupon the said Richard Roe by his attorney aforesaid prays that the said Michael Koechleft may answer to the said declaration of him the said Richard Roe in the plea aforesaid whereupon it is ruled by the Court here that the said Michael Koechleft answer the declaration of the said Richard or judgment will be rendered against him by default & the cause was thereupon continued by regular continuance from term to term of said Court from the second Monday of