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Jury shall find that executed Wills all the devises excepting his said Sister Ann (her issue) had died long before the day of the devise laid in the declaration intestate and without issue and that all the blood of John Giles the father of the said Jacob Giles excepting his blood flowing or being in the issue of the Ann Cromwell was at the time of said devise extinct and that the inheritance of said parcel of land descended upon the said Ann Cromwell (her issue) and shall further find that the said Ann Cromwell had issue by her said husband a Daughter Sarah Cromwell a son Jacob Cromwell a daughter Ann Maria Cromwell and several other Children, which other children long before the year 1855 died intestate and without issue or leaving issue who before the Beginning of the said last mentioned year died without issue and intestate and that the said Sarah Cromwell married William Lock and had by him a son Nathaniel Lock and the said Sarah survived her Mother and father and her said husband and after their decease executed to her said son Nathaniel on the 17th June 1812 the deed of that date which has been offered in evidence and departed this life in or about the year 1814 and that the said Nathaniel Lock died intestate several years before the commencement of this suit leaving lawful issue and heirs him surviving who are lessors of the plaintiff. and shall further find that the said Jacob Cromwell also departed this life before the commencement of this suit and the date of the demise aforesaid intestate and leaving him surviving lawful issue and heirs who or some of whom are lessors of the plaintiff and shall further find that the said Ann Maria Cromwell married John Lewis and survived her said husband and died in or about the year 1835 intestate as to said land leaving her only issue her surviving her daughter Elizabeth wife of Henry W. Linthicum and Joseph N. Lewis son of Nathan Lewis the deceased son of her the said Ann Maria Lewis, and that the said Henry W. Linthicum and Elizabeth Linthicum in the



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28th day of April 1855 executed and delivered to the said Joseph N. Lewis the deed of that date which has been offered in evidence, and that the same Joseph N. Lewis was originally one of the lessors of the plaintiff and departed this life intestate or to said Land leaving lawful issue and heirs him surviving the persons who have appeared in his place, then the Jury may find a verdict for the plaintiff for the said land according to his pretensions as located on the plat, that is to say if the Jury shall find that the lessors of the plaintiff have not shown title in themselves to the entirety of said land for such undivided share thereof as the Jury shall find from the evidence that the said Lessors of the plaintiff or some of them are entitled to claiming as descendants of the said Ann Cromwell born Giles as aforesaid unless the Jury shall find that the defendant or those under whom he claims had for a period of twenty years before the commencement of this suit adversary continuous and exclusive possession of said land,

And the defendant thereupon prays the Court to instruct the Jury in manner following.

7th If the Jury shall find from the evidence in the cause that Jacob Giles the grantee named in said deed from John Giles to Jacob Giles was living on the first day of March 1732 and shall further find from the evidence in the cause that nothing further is shown concerning him and that none of his Connexions have ever heard from him or of him since that date and that there is no traditional family record reputation or report as to what became of him then the Jury ought to presume that he is dead, and they may and ought to presume that he died before the 20th day of January 1787 and that they cannot find from any evidence in the cause that he was living as late of as said last mentioned day.

8 If the Jury shall find from the evidence in the cause that Jacob Giles named by that name in the ~~[illegible]~~ 3d clause of the Will of John Giles offered in evidence dated day of 1725 and Jacob Giles the grantee named in the deed from John Giles to