——— against the peace, government and dignity of the said State &c. Wherefore the said Richard ——— saith he is injured and hath sustained damage to the value of one thousand Dollars: and therefore he brings his suit &c.

G. Nelson Baker
Tenant in possession
of the above premises,
or some part thereof.

J. H. Gordon
Atty for Plft.

Sir,

I am informed that you are in possession of or claim title to the premises in the declaration mentioned, or some part thereof, and being sued in this action as casual ejector, and having no claim or title to the same premises, do advise you to appear in the Circuit Court for Allegany County, on the first Monday of January, in the year eighteen hundred and sixty six, by some attorney of said Court, and cause yourself to be made defendant in said cause in my stead, otherwise I shall suffer judgment to be entered against me, and you will be turned out of possession

Truly yours, &c
John Doe.

A copy of which, said declaration and notice, under seal, was made and sent to the Sheriff of Allegany County aforesaid, thus endorsed, "to be served on tenant in possession, if no tenant, to be set up on the most conspicuous part of the premises at least ten days before the

sitting of the Court."

At which mentioned first Monday of January, to wit, in the year eighteen hundred and sixty six, being the return day of the service of the copy of the foregoing declaration, comes into the Circuit Court here, the said John Doe, lessee as aforesaid, by his attorney aforesaid. And the Sheriff of the County aforesaid, to wit, Daniel Duncan, gentleman, to whom the copy of the declaration in ejectment and notice aforesaid, was, in manner aforesaid sent, certifies to the Court here the service thereof, in form following, to wit, "Nar and Notice delivered to tenant in Possession. D. Duncan, Sheriff."

Whereupon the said John Doe, lessee as aforesaid, by his attorney aforesaid, prays that the said Richard Roe, the defendant, the said Nelson Baker, the tenant in possession of the said premises or those under whom he claims, to the declaration aforesaid may appear. And thereupon the said Nelson Baker, by Thomas J. McKaig and Peter Devecmon, his attorneys, in pursuance of the notice aforesaid, comes into Court here.

Whereupon it is ruled by the Court here, with the consent of the said John Doe, lessee as aforesaid, by his attorney aforesaid and the said Nelson Baker (who claims the title in question) by his attorney aforesaid, that the said Nelson Baker be admitted defendant in the place of the now defendant, Richard Rowe, the casual ejector, and that he immediately receive a declaration and plead thereto the general issue;