as they shall appear to be laid down on the return of a Warrant of a Resurvey to be issued in this Cause, and prays further leave of the Court to Imparle hereunto, until the second Tuesday of April next; and to him it is granted, the same day is given to the aforesaid Jack Trusty, Lessee of the said Jeremiah Hay also

At which said second Tuesday of April, to wit, the third day of May in the Year of our Lord one thousand seven hundred and seventy four, to which day April Term in the Year aforesaid, was adjourned by Act of Assembly for that purpose made and provided, and to which day the said Richard Smith had further leave to Imparle, comes again here into his Lordships Provincial Court, as well the aforesaid Jack Trusty Lessee of the aforesaid Jeremiah Hay by his Attorney aforesaid as the said Richard Smith by his Attorney aforesaid; And the Sheriff and Surveyor of Frederick County aforesaid to whom the said Warrant of Resurvey in this Cause was in form directed likewise come and make thereof return to the Court here with five platts and Certificates thereto annexed; Whereupon the parties aforesaid by their Attornies aforesaid pray leave of the Court here to amend their platts and Certificates returned to the Court here in this Cause; and to add thereto if necessary by the second Tuesday of September next; and to them it is granted, and the same are delivered to the Sheriff and Surveyor of the County aforesaid for that purpose, Thereupon further process of and upon the premises aforesaid, between the parties aforesaid, by consent of said parties, and their Attornies aforesaid, and by order of Court here thereon, is continued until the said second Tuesday of September next following

At which said second Tuesday of September being the thirteenth day of the same month, in the Year of our Lord one thousand seven hundred and seventy four, comes again here into his Lordships Provincial Court, as well the aforesaid Jack Trusty Lessee of the aforesaid Jeremiah Hay by his Attorney aforesaid, as the said Richard Smith by his Attorney aforesaid; And the said Sheriff and Surveyor of the County aforesaid to whom the said platts and Certificates were delivered to be amended, return the same to the Court here as amended; Whereupon the parties aforesaid by their Attornies aforesaid pray further leave of the Court here to amend their platts and Certificates returned to the Court here in this Cause, and to add thereto if necessary by the second Tuesday of April next; and to them it is granted, and the same are delivered to the Sheriff and Surveyor of the County aforesaid for that purpose, Thereupon further process of and upon the premises aforesaid, between the parties aforesaid, by consent of said parties, and their Attornies aforesaid, and by order of the Court here thereon, is further continued until the said second Tuesday of April next follg

At which said second Tuesday of April being the Eleventh day of the same month, in the Year of our Lord one thousand seven hundred and seventy five, comes again here into his Lordships Provincial Court, as well the aforesaid Jack Trusty Lessee of the aforesaid Jeremiah Hay by his Attorney aforesaid, as the said Richard Smith by his Attorney aforesaid; And the said Sheriff and Surveyor of the County aforesaid to whom the said platts and Certificates were delivered to be amended, return the same to the Court here as amended; Thereupon further process of and upon the premises

aforesaid, between the parties aforesaid, by consent of said parties, and their Attornies aforesaid, and by order of the Court here thereon, is further continued until the second Tuesday of September next following.

At which said second Tuesday of September being the twelfth day of the same month, in the year of our Lord one thousand seven hundred and seventy five, comes again here into his Lordships Provincial Court; as well the aforesaid Jack Trusty Lessee of the aforesaid Jeremiah Hay by his Attorney aforesaid, as the said Richard Smith by his Attorney aforesaid; Thereupon further process of and upon the premises aforesaid, between the parties aforesaid, by consent of said parties, and their Attornies aforesaid, and by order of the Court here thereon, is further continued until the second Tuesday of April next following.

On which day, to wit, the said second Tuesday of April in the Year of our Lord one thousand seven hundred and seventy six, the plaint, plea and proceedings aforesaid remained without day, because the Court aforesaid was not held nor open, and afterwards by virtue of a certain Act of the General Assembly of the State of Maryland made at a Session of Assembly, begun and held at the City of Annapolis on the fifth day of February and ending the twentieth day of April Anno Domini seventeen hundred and seventy seven in the first Year of the Independence of the United States of America, was revived, continued and adjourned until the second Tuesday of May Anno Domini seventeen hundred and seventy eight; the same day was given by the Act of Assembly aforesaid, as well to the aforesaid Jack Trusty Lessee of the aforesaid Jeremiah Hay as to the said Richard Smith in the Court aforesaid then and there &c.

At which said second Tuesday of May being the twelfth day of the same month, in the Year of our Lord one thousand seven hundred and seventy eight, comes here into the General Court as well the aforesaid Jack Trusty Lessee of the aforesaid Jeremiah Hay by his Attorney aforesaid, as the said Richard Smith by his Attorney aforesaid; And the said Richard Smith by his Attorney aforesaid, as before defends the force and injury when and so forth, and saith that he is in no wise Guilty of the Trespass and Ejectment aforesaid in such manner and form as the aforesaid Jack Trusty Lessee of the aforesaid Jeremiah Hay above against him hath complained, and of this he puts himself upon the Country and so forth, and the aforesaid Jack Trusty Lessee of the aforesaid Jeremiah Hay in like manner and so forth; Therefore let a Jury thereon appear before the Court here on the second Tuesday of October next, by whom and so forth, and who neither and so forth, to recognize and so forth, because as well and so forth, the same day is given to the parties aforesaid there and there and so forth

And now, at this day, to wit, the said second Tuesday of October being the thirteenth day of the same month, in the Year of our Lord one thousand seven hundred and seventy eight, comes again into the General Court here, as well the aforesaid Jack Trusty Lessee of the aforesaid Jeremiah Hay by his Attorney aforesaid, as the said Richard Smith by his Attorney aforesaid; And the Jurors of the Jury whereof mention is within made, being called, do not appear but make default; Whereupon the parties aforesaid move the Justices here that the whole matter in the premises between them in Variance may be referred (according to the approved custom of the Court here) to persons indifferently to be appointed by the same Judges to adjust the same Whereupon by