nine and the return day of a Copy of the aforegoing Declaration, comes into the General Court here the said Simon Truelitte lessee as aforesaid by his Attornies aforesaid, and the Sheriff of Baltimore County towit, Henry Stevenson Sheriff — to whom a copy of the said Declaration, and notice was in form aforesaid made and sent, certifies to the Court here the service thereof, in form following, towit,

Baltimore County, towit,

I hereby certify to the Honorable the General Court, that I did, on the thirteenth day of April, seventeen hundred and seventy nine, serve Richard Cole, Tenant in possession of the premises in the declaration hereunto annexed, or some part thereof, with a true Copy of the Declaration and notice there under written, and at the same time I read to him the notice there under written. So answers H. Stevenson Shff. Whereupon the said Simon Truelitte Lessee as aforesaid by his Attornies aforesaid prays that the said Anthony Noright the defendant, the said Richard Cole, the tenant in possession of the said premises, or those under whom he claims to the declaration aforesaid may appear; and thereupon the said Richard Cole by Richard Hedgely 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 Simon Truelitte Lessee as aforesaid by his Attornies aforesaid and the said Richard Cole who claims the title in question by his Attorney aforesaid, that the said Richard Cole be admitted defendant in the place of the non Defendant Anthony Noright, (the Casual Ejector,) and that he immediately receive a declaration, and plead thereto the General issue; and on the trial to be had thereon, the said Richard Cole shall appear in his proper person or by some Attorney of that Court, and confess the lease, entry and Ouster and expulsion of so much of the tenements in the Declaration of the said Simon Truelitte Lessee as aforesaid, as is in the possession of the said Richard Cole or his tenants or any other person claiming by or under his title, or in default thereof, that Judgment be entered against the non Defendant Anthony Noright, (the Casual Ejector); but that prosecution be staid 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 Simon Truelitte Lessee as aforesaid, shall become nonsuit at the trial, the said Richard Cole shall take no advantage thereof; but shall pay to the said Simon Truelitte Lessee as aforesaid, his costs and soforth; it is further ruled by the Court here, that if upon the trial of the said issue, a verdict shall

shall be given for the said Richard Cole, or if the said Simon Truelitte Lessee as aforesaid shall not prosecute his declaration upon any other cause than for the not confessing the lease, entry and actual Ouster, then the said Job Garretson lessor of the said Simon Truelitte shall pay Costs &c. And thereupon the aforesaid Simon Truelitte Lessee as aforesaid, by his Attorneis aforesaid, declares against the said Richard Cole, in the plea aforesaid in manner and form following towit:

Baltimore County, towit:

Richard Cole late of Baltimore County aforesaid, planter, was attached to answer Simon Truelitte of a plea wherefore with force and Arms and soforth, into all that tract or parcel of land called the Silent Cyphers of Africa lying and being in the County aforesaid, with the appurtenances containing six hundred and fifty five Acres of land which Job Garretson to him the said Simon demised for a Term not yet past he the said Richard did enter and him the said Simon from his Term aforesaid, did eject and other harms to him the said Simon did to the great damage of him the said Simon and against the peace of the State of Maryland — that now is, its good rule and Government and so forth.

And whereupon the said Simon by Francis Curtis his Attorney complains that whereas the said Job on the first day of January in the year of our Lord one thousand seven hundred and seventy nine at Baltimore County aforesaid had demised unto him the aforesaid Simon the said premises with the Appurtenances thereunto belonging; to have and to occupy the said premises with the Appurtinances to him the said Simon and his Assigns from the last day of December then last past until the full end and Term of seven years then next following, fully to be compleat and ended; by virtue of which said demise the aforesaid Simon into the premises with the Appurtinances did enter and was thereof (possessed; and the said Simon so being thereof possessed) the aforesaid Richard afterwards, towit, on the same first day of January in the year of our Lord one thousand seven hundred and seventy nine at Baltimore County aforesaid with force and Arms and soforth into the premises with the Appurtinances aforesaid which the said Job to him the said Simon in form aforesaid had demised for the Term aforesaid which is not yet past, entered, and him the said Simon from his Term aforesaid did eject, and other harms to him the said Simon then and there did to the great Damage of him the said Simon and against the peace of the State of Maryland that now is and soforth; Whereby the said Simon saith he is the worse and hath damage to the value of seven hundred pounds Current money; and therefore he brings his suit and soforth.

Francis Curtis pro Pltff. Jno. Doe & Richd. Roe, Pledges of the Prosecution.