John Swan and Benjamin Griffith thereof undefended; so whereupon it was considered in our said Court before the Judges thereof that partition should be made between them the said Independent Gist and States Gist, Lyde Goodwin John Swan and Benjamin Griffith of the Land, Tenements and premises aforesaid, with the appurtenances according to the writ and declaration aforesaid; we therefore command you that taken with you twelve five by whom the Truth of the matter may be the better known in your proper person you go to the Land tenements and premises aforesaid with the appurtenances and there in the presence of the parties aforesaid by you to be forwarded, if they shall be willing to be present, the same Land, tenements and premises with the appurtenances, by the oath of the said twelve free and lawfull Men, respect being had to the true value of the said Land Tenements and premises with the appurtenances, you cause to be divided into four equal parts, and one of these parts to be delivered and assigned to the said Independent Gist and States Gist, and one other of those parts to be in like manner delivered and assigned to the said Lyde Goodwin; and one other of those parts to be in like manner delivered and assigned to the said John Swan, and the other of those parts to be in like manner delivered and assigned to the said Benjamin Griffith to be holden to them in severally so that neither the said Independent Gist and States Gist nor the said Lyde Goodwin nor the said John Swan, nor the said Benjamin Griffith may more of the Land tenements and premises aforesaid with the appurtenances than it belongs to them respectively to have; and that the said Independent Gist and States Gist of their fourth part thereof to them belonging and the said Lyde Goodwin of his fourth part thereof to him belonging, and the said John Swan of his fourth part thereof to him belonging, and the said Benjamin Griffith of his fourth part thereof to him belonging may severally apportion themselves. And that that partition, by you so distinctly and openly made you have here before the Judges of our General Court to be held at the City of Annapolis on the second Tuesday of May next, under your seal and the seal and the seals of those by whose Oath you shall have made the same partition and

(this)

this Writ. Witness the Honorable Samuel Chase Esquire Chief Judge of our said Court, the 10th day of February 1795.

Issued the 12th day of March 1795. Test John Gwinn Clerk.

And now here at this day to wit the said second Tuesday of May being the twelfth day of the said month in the year of our Lord one thousand seven hundred and ninety five and the return day of the aforegoing writ comes into the General Court here the said Independent Gist and States Gist by their Attorney aforesaid and the Sheriff of Baltimore County aforesaid to whom the said writ was in form aforesaid directed, makes return thereof to the Court here, thus endorsed to wit.

Partition made as per return within H. Stevenson Sheriff.

To the Honorable the Judges of the General Court of the Western Shore of the State of Maryland. I hereby Certify that by Virtue of a Writ of Partition from the said Court to me directed to which these Presents are Annexed that on the twenty seventh day of April In the year of Our Lord seventeen hundred and ninety five, I took with me twelve free and lawfull Men of my Bailiwick and of the Neighbours whose Names are hereunto Subscribed and together with them in the Presence of James Calhoun Esquire Acting person for Independent Gist and States Gist) Lyde Goodwin, John Swan and David McMechen Esquire Acting person for Benjamin Griffith). I came to the Land Tenements and premises in the said Writ mentioned and by the Oath of the said twelve Men having respect to the true Value of the said Land Tenements and premises with the appurtenances the same I Caused to be divided into four equal parts in manner following to wit for the said Independent Gist and States Gist one fourth part of the said Land Tenements and premises with the appurtenances Lots Number One and Five as per the aforesaid Plat and Illustrations for the said Lyde Goodwin One fourth part of the said Land and Tenements and Premises with the appurtenances Viz. Lots Number Three and Seven as per the aforesaid plat and Illustrations. for the said John Swan One fourth part of the said Land Tenements and premises with the appurtenances Viz. Lots Number Two and Six as per the aforesaid Plat and Illustrations. And for the said Benjamin Griffith One fourth part of the said Land Tenements and premises with the appurtenances Viz. Lots Number Four and Eight as per the aforesaid Plat and Illustrations, being all that the parties in the aforesaid Writ claimed, as they held the

(same)