whereby the said Richard saith he is the worse and hath damage to the value of one hundred pounds Current money and therefore he brings suit and so forth.

G. Duvall for Pltff. Pledges &c. John Doe and Richard Roe.

Thereupon, on motion of the said Andrew Anderson by his attorney aforesaid, leave is given by the Court here to the said Andrew Anderson to ascertain his defence, and answer to the declaration aforesaid of the said Richard Goodright Lessee as aforesaid, in the plea aforesaid, until the second Tuesday of October next, the same day is given to the said Richard Goodright Lessee as aforesaid &c.

At which said second Tuesday of October being the Eighth day of the said month in the year of our Lord one thousand seven hundred and ninety three, till which said day the said Andrew Anderson had leave to ascertain his defence, and answer to the declaration aforesaid of the said Richard Goodright Lessee as aforesaid, in the plea aforesaid come again into the general Court here, as well the said Richard Goodright Lessee as aforesaid by his attorney aforesaid, as the said Andrew Anderson by his attorney aforesaid, And the said Andrew Anderson by his attorney aforesaid, defends the force and injury when and so forth, and takes his defence of and upon the premises in question upon his title thereto, and prays leave of the Court here to imparle until the second Tuesday of May next, and to him it is granted; the same day is given to the said Richard Goodright Lessee of the said Elizabeth Oliver then and so forth.

At which said second Tuesday of May being the thirteenth day of the said month in the year of our Lord one thousand seven hundred and ninety four till which said day the said Andrew Anderson had leave to imparle, come again into the General Court here as well the said Richard Goodright Lessee of the said Elizabeth Oliver by his attorney aforesaid, as the said Andrew Anderson by Philip Barton Key and Henry Ridgely Warfield his attornies: Whereupon on motion of the said Andrew Anderson by his said Attornies, it is ordered by the Court here with consent of the said Richard Goodright Lessee of the said Elizabeth Oliver by his attorney aforesaid that the General Defence herein before set forth be struck out: Whereupon the said Andrew Anderson by his attornies — aforesaid defends the force and injury, when &c and takes defence according to his pretentions, as they shall appear to be laid down on the

the return of a warrant of resurvey to be issued in this cause and says that he is not Guilty of the trespass and Ejectment aforesaid in the Declaration aforesaid mentioned in manner and form as the said — Richard Goodright lessee of the said Elizabeth Oliver above Complains against him, and of this he puts himself upon the Country and the said Richard Goodright lessee of the said Elizabeth Oliver in like manner; And thereupon on motion of the said Richard Goodright Lessee of the said Elizabeth Oliver by his attorney aforesaid, it is ordered by the Court here that the writ of the state of Maryland of warrant of Resurvey issue in this cause; And the same is issued accordingly, directed to the sheriff and surveyor of Anne Arundel County in form following to wit.

The State of Maryland to wit. Whereas at a general Court, begun and held at the City of Annapolis on the second Tuesday of May Anno Domini seventeen hundred and ninety four the Plaintiff and defendant by their attornies, appeared, and this cause standing for trial and for that it is absolutely necessary, for the better information of the Court and jury in the truth of the premises, that all that tract or parcel of Plantable Land called Bear Bottom lying and being in Anne Arundel County Court Containing one hundred and fifty two acres; and also all that other tract or parcel of Plantable Land called Linthycums Revenge lying and being in the County aforesaid containing twenty four acres and one hundred and fifty two perches with the appurtenances thereunto belonging be carefully resurveyed and laid out according to the ancient metes and bounds thereof, as in the original Certificate of survey thereof is expressed: And to the end that the said lands in controversy and the Claims and pretences of both parties may more plainly and indifferently appear to the Court and Jury. It is ordered by the said Court, That the surveyor of Anne Arundel County, for the time being, or any other discreet and skilful person in his absence, to be nominated and appointed by the said Plaintiff and Defendant, and in the presence of the sheriff of the said County, carefully resurvey and lay out as well the said lands in dispute as any other land adjacent thereto, which shall be thought necessary by by the said Plaintiff or defendant to be laid out for the better Illustration of the matter, according to the claims and pretentions of the Plaintiff in the presence of the defendant, if, he being summoned think fit to be present, and without any interruption of him the said defendant

(or)