of the Court according. But the Court did give their opinion that the said Deed for want of being recorded in pursuance of the said Act did not pass any Estate or Interest to the Lessor of the Plaintiff and that they were bound to take notice of the District of Columbia and that there were such Commissioners and Clerk appointed, To which opinion the Plaintiff by his Counsel excepted and prays the Benefit of his Exception and that the Judges may hereto set their Seals according to the form of the Statute in such Case made and provided.

R Goldsborough (Seal) Jeremiah Townley Chase (Seal) G Duvall (Seal)

And thereupon the said Thomas Clearcase Lessee of the aforesaid John Davidson by his Attornies aforesaid prays an Appeal from the Judgment aforesaid so as aforesaid rendered to the State of Marylands High Court of Appeals and the same is granted unto him. It is therefore Ordered by the said Court that the Record and proceedings aforesaid with all things thereunto relating be transmitted to the said State of Marylands High Court of Appeals, and the same are transmitted to the same Court accordingly.

Test. Jno Green Clk

John Davidson's Lessee
vs.
Charles Beatty

State of Maryland Montgomery County to wit, Be it remembered that on the fourteenth day of October in the year of our Lord one thousand seven hundred and ninety four, Charles Beatty late of said County Gentleman was attached to answer Thomas Clearcase of a plea wherefore with force and arms he entered into all that part of a Tract of Land Called Knaves Disappointment which is known and distinguished by the numbers two hundred and ninety nine on a platt of that part of said Knaves disappointment Called Beatty and Hawkins Addition to George Town situate and being in Montgomery County, which John Davidson demised to the said Thomas for a term which is not yet expired and him did eject from the same and other wrongs to him did to the great damage of the said Thomas and against the peace of the State of Maryland and a forth, And whereupon the said Thomas by Philip Barton Key his Attorney complains that whereas the said John Davidson on the first day of September in the year one thousand seven hundred and ninety four at the County aforesaid had demised to him the said Thomas the aforesaid Tract of Land with the appurtenances to have and to hold the same to him and his assigns from the said first day of September for the term of six years then next following fully to be complete and ended; by Virtue of which demise the said Thomas entered into the said Land with the appurtenances and was thereof possessed, and so being thereof possessed the said Charles Beatty afterwards that is to say on the third day of September in the year aforesaid with force and arms that is to say with sticks and stones entered on the said part of the said Tract of Land with the appurtenances, which the said John Davidson had demised to the said Thomas in form aforesaid for the term aforesaid which is not yet expired and yetted him the said Thomas therefrom and other harms to him did to the great damage of the said Thomas and against the peace of the,

the State aforesaid, whereby the said Thomas saith he is injured and damaged to the Value of Twenty pounds Current money &c.

P. B. Key. L. Martin Wm. Pinkney. for Plff. John Doe and Richard Roe pledges &c.

And the said Charles Beatty by Arthur Shaff and John Thomson Mason his Attornies Comes and defends the force and injury when and a forth and enters into the Common Rule and prays leave of the Court to Imparle hereunto untill next Court, and he hath it, the same day is given to the said Thomas Clearcase Lessee of the aforesaid John Davidson also. At which said next Court to wit, the second Tuesday of May being the twelfth day, of the same month Anno Domini seventeen hundred and ninety five Comes again here into the General Court as well the aforesaid Thomas Clearcase Lessee of the said John Davidson by his Attornies aforesaid as the aforesaid Charles Beatty by his Attornies aforesaid, And the said Charles Beatty by his Attornies aforesaid as before defends the force and injury when and a forth, and takes defence according to his pretentions as they shall appear to be laid down on the return of a warrant of resurvey to be issued in this Cause and prays further leave of the Court here to Imparle hereunto untill next Court, and he hath it, the same day is given to the aforesaid Thomas Clearcase Lessee of the aforesaid John Davidson also. At which said next Court to wit, the second Tuesday of October being the thirteenth day of the same month Anno Domini Seventeen hundred and ninety five Comes again here into the General Court as well the aforesaid Thomas Clearcase Lessee of the aforesaid John Davidson by his Attornies aforesaid as the aforesaid Charles Beatty by his Attornies aforesaid. Whereupon at the prayer of the parties aforesaid by and with Consent of their Attornies aforesaid leave is given by the Court here to the said parties to amend their platts returned in this Cause and add thereto if necessary by the twentieth day of February next, and thereupon further process of and upon the premises aforesaid, between the parties aforesaid by Consent of the said Parties and their Attornies aforesaid, and by order of the Court here thereon is Continued untill the second Tuesday of May next. At which said second Tuesday of May being the tenth day of the same month Anno Domini seventeen hundred and ninety six Comes again here into the General Court as well the aforesaid Thomas Clearcase Lessee of the aforesaid John Davidson by his Attornies aforesaid as the aforesaid Charles Beatty by his Attornies aforesaid. Whereupon at the prayer of the parties aforesaid by and with Consent of their Attornies aforesaid leave is given by the Court here to the said parties to amend their platts returned in this Cause and add thereto if necessary by the twentieth day of August next, and thereupon further process of and upon the premises aforesaid, between the parties aforesaid by Consent of the parties and their Attornies aforesaid, and by order of the Court here thereon is further Continued untill the second Tuesday of October next.

At which said second Tuesday of October being the Eleventh day of the same month Anno Domini Seventeen hundred and ninety six Comes again here into the General Court as well the aforesaid Thomas Clearcase Lessee of the aforesaid John Davidson by his Attornies aforesaid as the aforesaid Charles Beatty by his Attornies aforesaid

(Whereupon)