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 William Clarke 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 William Clarke 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 premisses aforesaid, between the parties aforesaid by Consent of the said 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 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 William Clarke 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 further Continued untill the second Tuesday of May next. And now here at this to wit, the said second Tuesday of May being the ninth day of the same month Anno Domini seventeen hundred and ninety seven Comes again here into the General Court as well the aforesaid Thomas Clearcase Lessee of John Davidson by his Attornies aforesaid as the aforesaid William

William Clarke by his Attornies aforesaid, and the said William Clarke by his Attornies aforesaid as before defends the force and injury when &c sofarth and says he is no wise guilty of the Trespass and Ejectment aforesaid in manner and form so as the aforesaid Thomas Clearcase Lessee of the said John Davidson above against him hath complained, and of this he puts himself upon the Country. And the said Thomas Clearcase Lessee of the aforesaid John Davidson in like manner and sofarth, and the said William Clarke offers himself ready for trial of &c upon the premises aforesaid, But the said Thomas Clearcase Lessee as aforesaid by his Attornies aforesaid says he will not further prosecute &c upon the said premises against the said William Clarke: Therefore it is considered by the Court here that the said Thomas Clearcase Lessee of the aforesaid John Davidson take nothing by his Declaration aforesaid against the said William Clarke but that he be in mercy for his false Clamour &c and that the aforesaid William Clarke go thence without day &c. And it is further Considered that the aforesaid William Clarke recover against the said Thomas Clearcase Lessee of the aforesaid John Davidson the quantity of Eight hundred and ninety four pounds of Tobacco by the Court here unto him the said William Clarke on his Absent adjudged for his Costs and Charges by him about his defence in that behalf laid out and expendid, and that he have thereof his Execution &c. Memorandum This Judgment is entered subject to the following agreement to wit, It is agreed that Judgment shall be entered in the above Case for the Defendant, It is further agreed that in Case the judgment given by the General Court for the Defendant at this present May Term 1797. in a Case of John Davidson's Lessee against Charles Beatty should be removed in the High Court of Appeals that then this Judgment shall be struck out, and the said reinstated and brought to Trial. It is also agreed that no Executions shall issue on the Judgment untill the Determination of the aforesaid Cause of John Davidson's Lessee against Charles Beatty in the High Court of Appeals It is also agreed that if the aforesaid Judgment given for the aforesaid Charles Beatty in the said Cause of John Davidson's Lessee against him the said Charles Beatty should not be removed to the High Court of Appeals to the next Term of the said Court of Appeals that then the above Defendant may issue execution on the Judgment in the above Cause.

Philip B Key for Plaintiff. Arthur Shaaff for Defendant.

Test. John Grinn Clk.

L.M. Richard Hoddy's Lessee vs William Harryman

P.D.H. 1178

State of Maryland Baltimore County to wit. Be it Remembered that on the thirteenth day of May Anno Domini seventeen hundred and ninety four. William Harryman late of Baltimore County Planter was attached to answer unto George Goodright of a plea wherefore with,