Defendant Peter, the casual ejector, and that they immediately receive a declaration, and plead thereto the general issue, and at the trial thereon to be had, the said Henry Gassaway and Samuel Maccubbin shall appear in his proper person, or by their attorney or counsel, and confess the lease, entry, and actual ouster and expulsion of so much of the tenements in the declaration of the said John Right lessee as aforesaid, as is in the possession of the said Henry Gassaway and Samuel Maccubbin or their tenants, or of any other person claiming by or under his title, or in default thereof, that Judgment be entered against the now defendant, Peter Wrong, the casual Ejector, but that prosecution be stayed 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 John Right lessee as aforesaid, shall become nonsuit at the trial, the said Henry Gassaway and Samuel Maccubbin shall take no advantage thereof, but shall pay to the said John Right lessee as aforesaid, his costs, and Soforth. And it is further ruled by the Court here, that if upon the trial of the said issue, a verdict shall be given for the said Henry Gassaway and Samuel Maccubbin or if the said John Right lessee as aforesaid, shall not prosecute his declaration upon any other cause than for not confessing lease, entry and ouster, as aforesaid, then the said Matthew Beard lessor of the aforesaid John Right shall pay costs, and Soforth. And thereupon the aforesaid John Right lessee as aforesaid, by his attorney aforesaid, declares against the said Henry Gassaway and Samuel Maccubbin in the plea aforesaid in manner and form following to wit. - State of Maryland Anne Arundel County, Sc. Henry Gassaway and Samuel Maccubbin late of Anne Arundel County yeoman was attached to answer unto John Right in a plea why with force and arms they into all that part of a Tract of Land called West Puddington containing fifty acres with the appurtenances in the County aforesaid, which Matthew Beard to the said John Right demised for a term which is not yet past, entered, and him from his farm aforesaid ejected and committed other outrages upon him to the great damage of the said John Right and against the peace Government and dignity of the State of Maryland. And Whereas the said John Right by Philip Barton Key his attorney complains, that whereas the said Matthew Beard on the first day of January in the year of our Lord one thousand seven hundred and ninety six at the County aforesaid demised to the same John Right the

the Tenements aforesaid with the appurtenances To have and To hold the tenements aforesaid with the appurtenances, to the said John Right and his assigns from the Twentieth day December then last past unto the end and term of Ten years from thence next ensuing and fully to be complete and ended: By virtue of which said demise the said John Right entered into the said premises and was thereof possessed and the said John Right being so thereof possessed the said Henry Gassaway and Samuel Maccubbin afterwards to wit, on the same first day of January in the year aforesaid, with force and arms, at the County aforesaid into the Tenements aforesaid with the appurtenances, which the said Matthew Beard to the said John Right in form aforesaid demised for the term aforesaid, which is not past, entered and him the said John Right from his said farm ejected and other outrages on him committed to the great damage of him the said John Right and against the peace Goverment and dignity of the State of Maryland, whereby the said John Right saith he is injured and hath damage to the amount and value of one hundred pounds current money of Maryland and therefore he produces suit and Soforth. Philip Barton Key for Plff. Pledges &c. John Doe & Richard Roe.

and the said Henry Gassaway and Samuel Maccubbin by their attorney aforesaid, defends the force and injury, when and Soforth and prays leave of the Court here to imparle until the second Tuesday of May next: and he hath it: the same day is given to the said John Right lessee as aforesaid then and Soforth.

At which said second Tuesday of May being the ninth day of the said month in the year of our Lord one thousand seven hundred and ninety seven, till which said day the said Henry Gassaway and Samuel Maccubbin had leave to imparle, come again into the General Court here, as well the said John Right lessee as aforesaid, by his attorney aforesaid, as the said Henry Gassaway and Samuel Maccubbin by their attorney aforesaid, thereupon on motion of the said Henry Gassaway and Samuel Maccubbin by their attorney aforesaid, leave is given by the Court here to the said Henry Gassaway and Samuel Maccubbin to ascertain his defence, and answer to the declaration aforesaid, of the said John Right lessee as aforesaid, in the plea aforesaid, until the second Tuesday of October next; the same day is given to the said John Right lessee as aforesaid and Soforth.

At