And the said Aquila Hall by Philip Barton Key his attorney in pursuance of the notice aforesaid comes into Court here, And thereupon it is ruled by the Court here with the Consent of the aforesaid Henry Goodfight Lessee of the aforesaid James Gittings by his attorney aforesaid and the said Aquila Hall (who claims the title in question) by his attorney aforesaid that the said Aquila Hall be admitted defendant in the place of the now defendant Timothy Troublesome the Casual Ejector and that he immediately receive a declaration and plead thereto the General Issue and at the trial thereon to be had the said Aquilla Hall shall appear in his proper person or by his attorney or Counsel and Confess the lease entry and actual ouster and expulsion of so much of the tenements in the declaration of the aforesaid Henry Goodfight Lessee of the aforesaid James Gittings as is in the possession of the said Aquila Hall or his tenants or of any other person claiming by or under his title or in default thereof that Judgment be entered against the now Defendant Timothy Troublesome 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 any reason of such default the aforesaid Henry Goodfight Lessee of the aforesaid James Gittings shall become non suit at the trial the said Aquila Hall shall take no advantage thereof but shall pay to the aforesaid Henry Goodfight Lessee of the aforesaid James Gittings his Costs and so forth, 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 Aquila Hall or if the aforesaid Henry Goodfight Lessee of the aforesaid James Gittings shall not prosecute his declaration upon any other cause than for the not confessing Lease entry and ouster as aforesaid then the aforesaid James Gittings Lessee of the aforesaid Henry Goodfight shall pay Costs and so forth. And thereupon the aforesaid Henry Goodfight Lessee of the aforesaid James Gittings by his attornies aforesaid files in Court here his declaration against the said Aquila Hall in the plea aforesaid in manner and form following to wit.

State of Maryland. Baltimore County, to wit, Aquila Hall late of Baltimore County aforesaid was attached to answer unto Henry Goodfight in a plea why with force and arms &c. he entered into fifty acres of Arable land ten acres meadow and

and hundred acres of woodland being part of a tract of land called Hills forrest situate in Baltimore County aforesaid, with the appurtenances which a certain James Gittings the Elder to the said Henry did demise for a Term which is not yet past he did enter and him the said Henry from the tenements aforesaid did eject and other harms to him the said Henry there did, to the great damage of the said Henry and against the peace Government and dignity of the State of Maryland &c. And whereupon the said Henry by Samuel Johnston his attorney complains that whereas the said James Gittings the elder on the second day of July in the year of our Lord one thousand seven hundred and ninety seven at Baltimore County aforesaid had demised to the said Henry the tenements aforesaid with the appurtenances first mentioned for him the said Henry and his assigns To have and to hold the tenements aforesaid with the appurtenances from the first day of July in the said year to the full end and term of ten years then next following, and fully to be compleat and ended by virtue of which demise the said Henry into the tenements aforesaid with the appurtenances did enter and was possessed and being so possessed thereof the said Aquila Hall afterwards that is to say, on the third day of July in the said year with force and arms entered into the several tenements aforesaid with the appurtenances which the said James Gittings the elder demised to the said Henry in the manner as aforesaid for the term aforesaid which is not expired and ejected the said Henry out of his tenements aforesaid and did him other wrongs to the great damage of the said Henry and against the peace Government and dignity of the State of Maryland &c. whereby the said Henry declares that he is injured and hath damage to the value of three hundred pounds and therefore he brings suit and so forth.

Samuel Johnston for the Pltff. } John Doe, and
Pledges to Prosecute } Richard Roe.

Whereupon the said Aquila Hall by his attorney aforesaid defends the force and injury when and so forth 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 aforesaid Henry Goodfight Lessee of the aforesaid James Gittings also. At which said second Tuesday of May being the eighth day of the same month in the year of our Lord one thousand seven hundred and ninety eight comes again into the General Court here as well the aforesaid Henry Goodfight