by Arthur Shaaff and Philip Barton Key their attornies, in pursuance of the notice aforesaid, come into Court here, whereupon it is ruled by the Court here, with the consent of the said Richard Smith lessee of the said John Trueman Hawkins by his attornies aforesaid, and the said George Fraser Hawkins and John Sothoron (who claim the title in question) by their attornies aforesaid, that the said George Fraser Hawkins and John Sothoron be admitted Defendants in the place of the now Defendant William Stiles, 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 George Fraser Hawkins and John Sothoron shall appear in their proper persons or by their attornies or counsels, and confess the Lease, Entry and Actual Ouster and expulsion of so much of the Tenements in the Declaration of the said Richard Smith lessee of the said John Trueman Hawkins, as is in the possession of the said George Fraser Hawkins and John Sothoron or their Tenants, or of any other person claiming by or under their Title, or in default thereof, that Judgment be entered against the now Defendant William Stiles, the Casual Ejector, but that prosecution be staied 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 Richard Smith lessee of the said John Trueman Hawkins shall become nonsuit at the trial, the said George Fraser Hawkins and John Sothoron shall take no advantage thereof but shall pay to the said Richard Smith lessee of the said John Trueman Hawkins 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 George Fraser Hawkins and John Sothoron, or if the said Richard Smith lessee of the said John Trueman Hawkins, shall not prosecute his Declaration upon any other cause than for the not confessing Lease, Entry and Ouster as aforesaid, then the said John Trueman Hawkins lessor of the said Richard Smith shall pay costs and so forth. And thereupon the said Richard Smith lessee of the said John Trueman Hawkins by his attornies aforesaid, declares against the said George Fraser Hawkins and John Sothoron in the plea aforesaid, in manner and form following, to wit. — Western Shore, State of Maryland, Saint Mary's County, to wit, George Fraser Hawkins and John Sothoron late of Saint Marys County yeomen were attached to answer unto Richard Smith of a plea wherefore with force and arms he entered into all that tract or parcel of land called Trent Neck containing Two thousand three hundred and fifty four acres of plantable land, and also into one other tract or parcel of land called Stock or Stoke Randolph containing seven hundred acres of plantable land and also into one other tract or parcel of land called Greenfields Discovery containing seven hundred acres of plantable land with the appurtenances in Saint Marys County aforesaid which John Trueman Hawkins demised to the said Richard Smith for a term not yet expired, and ejected him from the same and other wrongs to him

did to the great damage of the said Richard and against the peace of the State of Maryland and so forth. — And whereupon the said Richard Smith by Luther Martin and John Johnson his attornies complains that whereas the said John Trueman Hawkins on the first day of May in the year Seventeen hundred and ninety nine at Saint Marys County aforesaid had demised the said several tracts or parcels of land with the appurtenances To have and to hold the said several tracts or parcels of land with the appurtenances to the said Richard and his assigns from the date aforesaid to the ~~end~~ and term of Twenty years from thence next following and fully to be complete and ended; By vertue of which demise the said Richard entered into the said several tracts or parcels of land with the appurtenances and was thereof possessed and the said Richard being so possessed thereof; the said George and John afterwards to wit on the third day of May in the year aforesaid with force and arms that is to say with swords staves and knives entered into the said several tracts or parcels of land with the appurtenances which the said John Trueman Hawkins demised to the said Richard in form aforesaid for the Term aforesaid, which is not yet expired, and ejected the said Richard out of the same and other wrongs to him did to the great damage of the said Richard and against the peace Government and Dignity of the State of Maryland and so forth, whereby the said Richard says he is the worse and has damage to one thousand pounds current money and therefore brings suit and so forth. — L. Martin & J. Johnson for Plff. Pledges &c John Doe & Richard Roe. Whereupon the said George Fraser Hawkins and John Sothoron by their attornies aforesaid, defend the force and injury when and so forth, and say, that they are not guilty of the Trespass and Ejectment aforesaid, in the Declaration aforesaid mentioned, in manner and form as the said Richard Smith lessee of the said John Trueman Hawkins, above complains against them, and of this they put themselves upon the Country, and the said Richard Smith lessee of the said John Trueman Hawkins, in like manner; Therefore let a Jury thereon come before the Court here, on the second tuesday of October next, by whom and so forth and who neither and so forth, to recognize and so forth, because as well and so forth; the same day is given to the parties aforesaid then and there and so forth: — At which said second tuesday of October in the year of our Lord one thousand seven hundred and ninety nine, come again into the General Court here, as well the said Richard Smith lessee of the said John Trueman Hawkins by his attornies aforesaid, as the said George Fraser Hawkins and John Sothoron by their attornies aforesaid: And the Jury whereof mention is above made, not being called do not come; Therefore as before let a Jury thereon come, before the Court here, on the second tuesday of May next, by whom and so forth, and who neither and so forth, to recognize and so forth, because as well and so forth, the same day is given to the parties aforesaid, then and there and so forth. At which said second tuesday of May in the year of our Lord one thousand