given in form aforesaid, and pray that no Judgment may be given upon the verdict in this case rendered, because, there is no finding in the said verdict sufficiently certain to authorise the Court to give a Judgment thereon: And because, the Court here are not advised to give their Judgment of and upon the premises, day therefore is given to the parties aforesaid, with the consent of the said parties by their attornies aforesaid, until the second Tuesday of October next, to hear their Judgment of and upon the premises, because the Court now here thereof are not yet advised, and so forth. —

And now at this day, to wit, the said second Tuesday of October, being the thirteenth day of the said month in the year of our Lord One thousand eight hundred and one, come again into the General Court here, as well the said Ralph Miles lessee as aforesaid by his attornies aforesaid, as the said Edward Norwood and Samuel Norwood by their attornies aforesaid; And the said Edward Norwood and Samuel Norwood by their attornies aforesaid say, that they will not further prosecute the motion aforesaid, and the Reasons thereupon grounded, herein before set forth, in arrest of Judgment, but do relinquish and withdraw the same: Therefore it is considered by the Court here, that the said Ralph Miles lessee of the said Charles Carroll of Carrollton, Nicholas Carroll, Daniel Carroll of Duddington, Robert Carter, Abraham VanBibber, Isaac VanBibber and William Smith recover against the said Edward Norwood and Samuel Norwood, his Several Terms aforesaid, yet to come and unexpired of, and into, a tract of land called Yates his Forbearance, with the appurtenances, situate in Baltimore County, in the Declaration aforesaid mentioned, and which is located and contained within the following lines and descriptions & thereof, to wit. Beginning for the said tract of land called Yates his Forbearance at the point to be found by running from the red letter B, as marked on the plots, north four and a quarter degrees, west one hundred and sixty perches, that from this point, the said land called Yates his Forbearance is to be located according to the Courses and distances expressed in the Patent for the said last mentioned land, with an allowance for variation of four and one quarter degrees, so as aforesaid, by the Jurors in form aforesaid found; and that the said Ralph Miles lessee as aforesaid, have thereof his possession against the said Edward Norwood and Samuel Norwood: And it is further considered by the Court here, that the said Ralph Miles lessee as aforesaid, recover against the said Edward Norwood and Samuel Norwood, the sum of Twenty pounds twelve shillings and six pence current money, One hundred and seventy Dollars and ninety eight cents, and the quantity of thirteen thousand seven hundred and seventy eight and three eighths pounds of tobacco, by the Court here, unto him, on

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his assent adjudged, for his costs and charges by him about his suit in this behalf laid out and expended; and the said Edward Norwood and Samuel Norwood in mercy, and so forth. — Memorandum, Judgment rendered on the verdict in this cause, on this thirty first day of October, one thousand eight hundred and one, for possession and costs of suit; And before the Jurors aforesaid withdrew from the bar of the Court here, the said Ralph Miles lessee as aforesaid, and the said Edward Norwood and Samuel Norwood by their several attornies aforesaid, tendered to the Court here their several Bills of Exceptions, and which were by the Court here, signed and sealed, and which are in form following, to wit:

Charles Carroll & others Lessee
vs
Edward & Samuel Norwood.

Ejectment. — The Plaintiff in this cause by his counsel, having produced and offered to read in Evidence to the Jury to shew title in the Lessee of the Plaintiff, to the lands in the Declaration mentioned, a paper purporting to be a Deed from George Yates to John Israel, for a part of the land called Yates his Forbearance, in the following words, to wit: This Indenture made the fifth day of July Anno Dom: One thousand seven hundred and twelve, and in the Eleventh year of the Reign of our Sovereign Lady Ann Queen of Great Brittain &c. Between George Yate of Baltimore County planter of the one part and John Israel of the said County planter of the other part, Witnesseth, that whereas the Rt. Hont. Charles Absolute Lord and Propriator of the Provinces of Maryland and Avalon Lord Baron of Baltimore did by his letters patents bearing date the twentieth day of July One thousand six hundred eighty and four, grant unto George Yate of Ann Arundel County deceased (Father of the above named George Yate) his Heirs & assigns forever a certain tract or parcel of land called Yates's Forbearance situate, lying and being on the north side Patapsco River in Baltimore County Beginning at a bounded oak at the end of the north line of the land of Thomas Roper & running from the said oak, west two hundred and ten perches, then running north one hundred & forty perches, then west One hundred perches, then south One hundred perches, then west One hundred perches, then north One hundred and sixty perches, then west south west Two hundred perches, then north One hundred and sixty perches, then East, Five hundred eighty and eight perches, then with a straight line drawn south to the first bound tree, containing and now laid out for Seven hundred & seventy acres of land, more or less: Now these presents further