October next, in the General Court for the Western Shore of the State of Maryland, to be held at the State House in the City of Annapolis by some attorney of that Court, and then and there by rule of the same Court, to cause yourself to be made Defendant in my stead, otherwise I shall suffer Judgment to be entered against me, by Default, and you will be turned out of possession. I am, your loving friend, John Thrustout. 15th September 1796. a copy of which said Declaration and notice was made and sent to the Sheriff of Washington County aforesaid, thereon endorsed, to be served on the Tenant in possession, or set up on the premises eight days at least before the return thereof for plea or Judgment the first Court.

At which said second tuesday of October being the Eleventh day of the said month in the year of our Lord One thousand seven hundred and ninety six, and the day of the return of the service of the Copy of the aforegoing Declaration, comes into the General Court here the said Peter Peaceable lessee of the said Samuel Ringgold by his attorney aforesaid, and the Sheriff of Washington County aforesaid, to whom the said Copy of the Declaration in Ejectment aforesaid mentioned, and notice aforesaid, was in form aforesaid sent, makes return of the service thereof in form following to wit — Service 28th Sept. 1796. — Rezin Davis, Sheriff. Whereupon the said Peter Peaceable lessee of the said Samuel Ringgold by his attorney aforesaid, prays that the said John Thrustout the defendant the said Peter Malott the Tenant in possession of the said premises, or those under whom he claims, to the Declaration aforesaid may appear; and thereupon the said Peter Malott by Philip Barton Key and Arthur Shaaff his attornies, in pursuance of the notice aforesaid, comes into Court here, whereupon it is ruled by the Court here, with the consent of the said Peter Peaceable lessee of the said Samuel Ringgold by his attorney aforesaid, and the said Peter Malott (who claims the title in question) by his attornies aforesaid, that the said Peter Malott be admitted Defendant in the place of the now Defendant John Thrustout 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 Peter Malott 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 said Peter Peaceable lessee of the said Samuel Ringgold, as is in the possession of the said Peter Malott 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 John Thrustout, the casual Ejector, but that prosecution be staid 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 Peter Peaceable

lessee of the said Samuel Ringgold, shall become Nonsuit at the trial, the said Peter Malott shall take no advantage thereof, but shall pay to the said Peter Peaceable lessee of the said Samuel Ringgold 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 Peter Malott, or if the said Peter Peaceable lessee of the said Samuel Ringgold shall not prosecute his Declaration upon any other cause than for the not confessing Lease, Entry and Ouster, as aforesaid, then the said Samuel Ringgold lessor of the said Peter Peaceable shall pay Costs, and so forth. — And thereupon the said Peter Peaceable lessee of the said Samuel Ringgold by his attorney aforesaid declares against the said Peter Malott in the plea aforesaid in manner and form following to wit — State of Maryland, Western Shore, Washington County to wit, Peter Malott late of Washington County aforesaid, yeoman, was attached to answer unto Peter Peaceable in a plea wherefore with force and arms at the County of Washington aforesaid he entered into all that tract of plantable land called and known by the name of "The number of Four", situate in the said County of Washington and being a part of the Reserve around Conegocheigue Manor and containing Four hundred and eighty one acres of land which Samuel Ringgold demised to the said Peter Peaceable for a Term of years which is not yet expired and Ejected him from his said Farm and other wrongs to him did to the great damage of the said Peter Peaceable and against the peace dignity and Government of the State of Maryland &c. And whereupon the said Peter Peaceable by John Thomson Mason his attorney complains that whereas the said Samuel Ringgold on the Thirty first day of January in the year One thousand seven hundred and ninety six, at the County aforesaid had demised to the said Peter Peaceable the Tenements aforesaid with the appurtenances to have and to hold the said Tenements with the appurtenances to the said Peter Peaceable and his assigns from the said Thirty first day of January in the year aforesaid to the full end and term of six years from thence next following fully to be complat and ended; By virtue of which said demise, the said Peter Peaceable entered into the said Tenement with the appurtenances, and was so possessed thereof, and the said Peter Peaceable being so possessed thereof the said Peter Malott afterwards that is to say upon the said Thirty first day of January in the year aforesaid with force and arms that is to say with Swords, Staves and knives at the County of Washington aforesaid entered into the said Tenements above mentioned with the appurtenances demised to the said Peter Peaceable in manner aforesaid in and upon the possession of the said Peter Peaceable thereof and Ejected the said Peter Peaceable out of his said Farm his said Term therein not being ended, and other