from the Thirty first day of December then last past until the end and term of Ten years then next following fully to be complete and ended; By virtue of which demise the aforesaid Thomas into the premises with the appurtenances did enter and was thereof possessed and the said Thomas so being thereof possessed the aforesaid Timothy afterwards to wit on the First day of January in the year Eighteen hundred at Saint Marys County aforesaid with force and arms andsoforth into the premises with the appurtenances aforesaid, which the said Richard to him the said Thomas in form aforesaid had demised for the Term aforesaid which is not yet passed entered, and him the said Thomas from his Farms aforesaid did eject and other harms to him the said Thomas did to the great damage of him the said Thomas and against the peace of the State of Maryland andsoforth Wherefore the said Thomas saith he is the worse and hath damage to the value of Three thousand pounds current money and therefore he brings suit andsoforth: Pledges &c. a. Ch. Doe & Rich.d Roe.

Philip B. Key for the Plaintiff

Sir,

I am informed that you are in possession of or claim title to the premises in this Declaration of Ejectment mentioned or to some part thereof and I being sued as Casual Ejector and having no claim or title to the same do advise you to appear to this Declaration at the next General Court to be held at Annapolis the second tuesday of May next 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 and to confess the Lease Entry and Ouster and insist upon the title only at the trial otherwise Judgment will be given against me and you will be turned out of possession. Your loving Friend Timothy Notitle. April 7. 1800.

To Mr. William Diggs, Tenant in possession of the premises aforesaid or some part thereof a copy of which said Declaration and notice was made and sent to the Sheriff of Saint Mary's County aforesaid, thereon endorsed, to be served on the Tenant in possession or set up on the premises Eight days at least before the setting of the Court. –

At which said second tuesday of May being the thirteenth day of the said month in the year of our Lord One thousand eight hundred, and the day of the return of the service of a copy of the aforegoing Declaration comes into the General Court here the said Thomas Right lessee of the said Richard Key Heath by his attorney aforesaid, and the Sheriff of Saint Marys County aforesaid, to whom a copy of the said declaration in Ejectment, and notice aforesaid was in form aforesaid sent, certifies to the Court here the service thereof, in form following to wit. Service on the 18th day of April. Zach.a Forrest Shff. St. Marys Coty. whereupon the said Thomas Right lessee of the said Richard Key Heath

by his attorney aforesaid, prays that the said Timothy Notitle, the Defendant the said William Diggs, the Tenant in possession of the said premises, or those under whom he claims, to the Declaration aforesaid may appear and answer; Thereupon Michael Jenifer Stone, Guardian of James Eden, landlord of the premises in question, comes into Court here by William Hilly his attorney; Thereupon, on motion of the said Michael Jenifer Stone, Guardian of the said James Eden by his attorney aforesaid, it is ordered by the Court here, that the said Michael Jenifer Stone Guardian of the said James Eden landlord of the said premises in question, be joined and made defendant together with the said William Diggs, tenant in possession of the said premises, in the common rule by consent in ejectment, instead of the Casual Ejector, in case the said William Diggs shall appear; And it is further ordered, that in case the said William Diggs shall neglect to appear, the said Michael Jenifer Stone, Guardian of the said James Eden may appear by himself, and defend his title to the premises in question, or of such part thereof for which he shall hereafter take defence, pursuant to the Statute, he hereby consenting to enter into the like Rules, that the said William Diggs, by the course of the Court, in case he had appeared ought to have done: Nevertheless the plaintiff shall be at liberty to sign Judgment against the Casual Ejector, but execution is hereby staid until this Court shall make further order therein; and by consent of the said Michael Jenifer Stone, Guardian of the said James Eden by his attorney aforesaid, it is further ordered, that the said Michael Jenifer Stone Guardian of the said James Eden upon the trial to be had, shall admit himself to be in the actual possession of the said premises, or of such part thereof for which he shall hereafter take defence. – But the said Timothy Notitle, the Defendant, nor the said William Diggs, the tenant in possession, do not, nor does either of them, appear to the Declaration aforesaid; Thereupon it is ordered by the Court here, with the Consent of the said Thomas Right lessee of the said Richard Key Heath, by his attorney aforesaid, and of the said Michael Jenifer Stone Guardian of the said James Eden (who claims title to the land and premises in question, or of some part thereof,) by his attorney aforesaid, that the said Michael Jenifer Stone, Guardian of the said James Eden, shall be admitted Defendant, and shall immediately appear, by his said attorney, who shall receive a Declaration to be filed anew in the premises, and plead thereto the General Issue, and that at the trial to be had thereon shall appear in his proper person, or by his attorney and confess Lease, Entry and Ouster, of so much of the Land and premises specified in the Declaration aforesaid as are in the possession of the said Michael Jenifer Stone, Guardian of the said James Eden, or his Tenants, or any person claiming by or under his title, or for which the said Michael Jenifer Stone, Guardian of the said