the now Defendant Timothy Wronghead, 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 the consent of Counsel, that if, by reason of such default, the said John Goodright lessee of the said Rinaldo Jacob, shall become nonsuit, at the trial; the said Michael Kraner shall take no advantage thereof, but shall pay to the said John Goodright lessee of the said Rinaldo Jacob, 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 Michael Kraner, or if the said John Goodright lessee of the said Rinaldo Jacob, shall not prosecute his Declaration upon any other cause than for the not confessing lease, entry and ouster, as aforesaid, then the said Rinaldo Jacob lessor of the said John Goodright shall pay Costs, and so forth. And thereupon the said John Goodright lessee of the said Rinaldo Jacob by his attorney aforesaid, declares against the said Michael Kraner in the plea aforesaid, in manner and form following to wit. — State of Maryland Baltimore County, ss. Michael Kraner late of Baltimore County yeoman was attached to answer unto John Goodright of a plea wherefore with force & arms he entered into the following tracts of land situate in Baltimore County, to wit, a tract of land called Cooks Adventure Resurveyed, a tract of land called Angells Fortune, and one other tract of land called Monk's Discovery with their appurtenances which Rinaldo Jacob demised to the said John Goodright for a term 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 John and against the peace Government & Dignity of the State of Maryland. — And Whereupon the said John by Luther Martin his attorney complains that Whereas the said Rinaldo Jacob on the second day of January in the year of our Lord One thousand seven hundred and ninety nine, at the County aforesaid had demised to the said John the Tenements aforesaid with their appurtenances To have and to hold the said Tenements with their appurtenances to the said John and to his Assigns from the first day of January in the year aforesaid to the end and term of ten years from thence next following and fully to be complete and ended; By virtue of which demise the said John entered into the said Tenements with the appurtenances and was thereof possessed, and the said John being so thereof possessed the said Michael Kraner afterwards that is to say on the said second day of January in the year aforesaid with force and arms entered into the said Tenements with their appurtenances which the said Rinaldo devised to the said John in form aforesaid for the Term aforesaid which is not yet expired and ejected the said John out of his said Farm and other wrongs to him did to the great damage of the said John, and against the peace Government and

Dignity of the State of Maryland whereby the said John saith that he is injured and hath damage to the value of one hundred pounds current money of Maryland; And thereupon he brings his suit &c. — Pledges of prosecuting John Doe & Richard Roe. — L. Martin for the Plaintiff. — Thereupon, the said Michael Kraner 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, to ascertain his defence, and answer to the Declaration aforesaid of the said John Goodright lessee of the said Rinaldo Jacob in the plea aforesaid; and to him it is granted; the same day is given to the said John Goodright lessee of the said Rinaldo Jacob, and so forth. —

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, till which said day the said Michael Kraner had leave to imparle, to ascertain his defence and answer to the Declaration aforesaid of the said John Goodright lessee of the said Rinaldo Jacob, in the plea aforesaid, come again into the General Court here as well the said John Goodright lessee of the said Rinaldo Jacob by his attorney aforesaid, as the said Michael Kraner by his attorney aforesaid: And the said Michael Kraner by his attorney aforesaid, defends the force and injury when and so forth, and takes defence according to his pretensions, as they shall appear to be laid down on the return of a Warrant of Resurvey to be issued in this cause, and says, that he is not Guilty of the Trespass and Ejectment aforesaid in the Declaration aforesaid mentioned, in manner and form as the said John Goodright lessee of the said Rinaldo Jacob above complained against him and of this he puts himself upon the Country; and the said John Goodright lessee of the said Rinaldo Jacob, in like manner; And thereupon on motion of the said John Goodright lessee of the said Rinaldo Jacob by his attorney aforesaid it is ordered by the Court here, that the writ of the State of Maryland of Warrant of Resurvey, issue in this cause; and the same accordingly issued directed to the Sheriff and Surveyor of Baltimore County, returnable on the second tuesday of October next; and the same day is given to the parties aforesaid, then and there, and so forth. —

At which said second tuesday of October being the fourteenth day of the said month in the year of our Lord One thousand eight hundred, and the day of the return of the aforementioned warrant of Resurvey, come again into the General Court here, as well the said John Goodright lessee of the said Rinaldo Jacob by his attorney aforesaid, as the said Michael Kraner by his attorney aforesaid: And the Sheriff and Surveyor of Baltimore County aforesaid, to whom the said Warrant of Resurvey was in form aforesaid directed, make no return thereof to the Court here: Thereupon on motion of the said Michael Kraner by his attorney aforesaid, and with the consent of the said John Goodright lessee of the said Rinaldo Jacob by his attorney aforesaid, it is ordered by the Court here, that the defence on the warrant of Resurvey which