Jeremiah Biddeson's Lessee against Job Garretson. — } Be it remembered, that heretofore to wit. on the Twenty eighth day of September in the year of our Lord One thousand seven hundred and ninety nine; John Sirk lessee of Jeremiah Biddeson by James Winchester his attorney, declared in the General Court here against Thomas Tickle, in a plea of Trespass and Ejectment, with a notice thereto annexed, in form following, to wit. — Western Shore of Maryland, Baltimore County S.t Thomas Tickle late of Baltimore County was attached to answer unto John Sirk of a plea wherefore with force and arms he entered into all that tract of land situate in Baltimore County called Biddersons Neck, which Jeremiah Biddeson demised to the said John Sirk, for a term which is not yet expired and ejected him from said tract of land 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 &c. Whereupon the said John Sirk by James Winchester his attorney, complains, that whereas the said Jeremiah Biddeson on the first day of May in the year Seventeen hundred and ninety nine, at the County aforesaid had demised to the said John the tract of land aforesaid with the appurtenances To have and to hold the said tract of land with the appurtenances to the said John and his assigns from the day next before the said first day of May, to the end and term of Fifty years from thence next following and fully to be complete and ended; By virtue of which demise, the said John entered into the said tract of land with the appurtenances and was thereof possessed, and the said John being so possessed thereof the said Thomas Tickle afterwards, that is to say on the same day and year aforesaid, with force and arms that is to say, with swords, staves & knives, entered into the said tract of land with the appurtenances which the said Jeremiah Biddeson demised to the said John in form aforesaid, for the term aforesaid, which is not yet expired and ejected the said John out of the said tract of land 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 &c. Whereby the said John saith that he is injured and damaged to the value of two thousand pounds current money and thereupon he brings suit &c.

J. Winchester Plaintiffs attorney. —

Sir. —

I am informed that you are in possession of a claim title to the premises mentioned in this Declaration of Ejectment, or to some part thereof, and I being sued in this action as casual Ejector and having no claim or title to the same, do advise you to appear at the General Court for the Western Shore of the State of Maryland to be held at the City of Annapolis on the second tuesday of October 1799. by some

attorney of that Court and then and there by a rule to be made of the same Court, to cause yourself to be made Defendant in my stead, otherwise I shall suffer Judgment to be entered against me and you will be turned out of possession. — Your loving Friend. —

To Job Garretson, Jun.r — — Thomas Tickle. —

A copy of which said Declaration and notice was made and sent to the Sheriff of Baltimore County aforesaid, thereon indorsed, to be served on the Tenant in possession or set up on the premises, at least eight days before Court. —

At which mentioned second tuesday of October, being the Eighth day of the said month in the year of our Lord One thousand seven hundred and ninety nine, and the day of the return of the service of the copy of the aforegoing Declaration, comes into the General Court here the said John Sirk lessee of the said Jeremiah Biddeson by his attorney aforesaid; and the Sheriff of Baltimore 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. — Copy served 30.th of Sep.r — Corn.s Hi. Gist, Shff

Whereupon the said John Sirk lessee of the said Jeremiah Biddeson by his attorney aforesaid, prays, that the said Thomas Tickle, the Defendant, the said Job Garretson, the Tenant in possession of the said premises, or those under whom he claims, to the Declaration aforesaid may appear; and thereupon the said Job Garretson by Luther Martin his attorney, in pursuance of the notice aforesaid, comes into Court here, whereupon it is ruled by the Court here, with the consent of the said John Sirk lessee of the said Jeremiah Biddeson by his attorney aforesaid, and the said Job Garretson (who claims the title in question) by his attorney aforesaid, that the said Job Garretson be admitted Defendant in the place of the now Defendant Thomas Tickle, 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 Job Garretson 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 John Sirk lessee of the said Jeremiah Biddeson, as is in the possession of the said Job Garretson 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, Thomas Tickle, 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 John Sirk lessee of the said Jeremiah Biddeson, shall become nonsuit, at the trial, the said Job Garretson shall take no advantage thereof, but shall pay to the said John Sirk lessee of the said Jeremiah Biddeson, his costs, and so forth: And it