the said George Goodright Lessee as aforesaid by his attornies last aforesaid as the said Aquila Hall by his attornies aforesaid; and the said sheriff and surveyor of the County aforesaid to whom the said plots and certificates were delivered for the purpose of amending or adding thereto if necessary return the same to the Court here as amended and soforth. Whereupon the parties aforesaid by their respective attornies aforesaid pray further leave of the Court here to amend the said plots and Certificates returned to the Court here in this Cause and to add thereto if necessary by the second Tuesday of May next; and to them it is granted and the same are delivered to the sheriff and surveyor aforesaid for that purpose: Thereupon further process of and upon the premises aforesaid between the parties aforesaid by Consent of the said parties aforesaid; by consent of the said parties and their attornies aforesaid and by order of the Court here thereon is further continued until the second Tuesday of May next.

And now at this day, to wit, the said second Tuesday of May being the Eleventh day of the said month in the year of our Lord one thousand eight hundred and two comes again into the General Court here as well the said George Goodright Lessee as aforesaid by his attornies last aforesaid as the said Aquila Hall by Philip Barton Key, John Johnson Robert Goodloe Harper and Zebulon Hollingsworth his attornies aforesaid; and the said sheriff and surveyor of the County aforesaid to whom the said plots and certificates were delivered for the purpose of amending or adding thereto if necessary return the same to the Court here as amended and so forth, with a deposition taken before them and which said deposition is as follows to wit.

James Gittings Junr. Lessee
vs
Aquila Hall

The deposition of Thadrack Rutledge aged forty two years and upwards being sworn on the holy Evangels of Almighty God deposeth and saith, That the field or Ground he now shews the sheriff and surveyor was inclosed by a fence in the year of 1789. and that he this deponant reap'd wheat off the afforesaid Ground in the before mentioned year.

1. Interrogatory. being asked by the plaintiff for who did you reap

reap the wheat above mentioned in the year 1789?

Answers He reap the wheat for Mr. Nelson.

2. Did the field comprehended within the fences as shewn by you appear at that time to have been lately cleared, and how long to the best of your Judgment do you suppose the same might have been cleared from the stumps standing in it or other appearances in the same field?

He answers, that the field shewn by him as far as the branch appeared to have been cleared twelve or fifteen months before the harvest that he reapt. And this deponant further saith not.

Taken on the survey for the defendant this twenty seventh day of January 1802 } Thadrack Rutledge,

And thereupon on motion of the said George Goodright Lessee as aforesaid by his attornies last aforesaid it is ruled by the Court here that the said Titus Wronghead the Casual Ejector the said Aquila Hall the tenant in possession, or those under whom he Claims to the declaration aforesaid may answer as to all the land therein mentioned for which no defence is taken on the plots returned in this cause but the said Titus Wronghead nor the said Aquila Hall nor any other person or persons whatsoever appear to the declaration aforesaid, nor in any manner make answer thereto as to the land aforesaid but make default; Therefore it is Considered by the Court here that the said George Goodright Lessee as aforesaid recover against the said Titus Wronghead his term aforesaid yet to Come and unexpired of in and to all the land in the declaration aforesaid mentioned (for which no defence hath been taken on the plots returned in this Cause) with the appertenances and that the said George Goodright Lessee as aforesaid have thereof his possession against the said Titus Wronghead Whereupon for trying the issue aforesaid within joined between the parties aforesaid it is ordered by the Court here that twenty persons from the Panel of Petit Jurors returned to the Court here by the several sheriffs of the different Counties of the Western shore be drawn by ballot according to the act of Assembly in such Case made and provided, and thereupon the twenty persons being so drawn by ballot and written upon two lists, one of which said lists is delivered to the Counsel for the respective parties and the Counsel for each of the said parties having stricken out four persons from the said lists, thereupon the remaining twelve being called Come that is