aforesaid by Consent of the said parties and their attornies aforesaid and by order of the Court here thereon is further continued thereon until the second Tuesday of October next.

At which said second Tuesday of October being the thirteenth day of the said month in the year of our Lord one thousand eight hundred and one come again into the General Court here the parties aforesaid by their respective attornies last aforesaid: Whereupon the parties aforesaid by their respective attornies aforesaid pray further leave of the Court here to amend the said Plots and Certificates in this Cause returned and to add thereto if necessary by the second Tuesday of May next, and to them it is granted. Thereupon further process of and upon the premises aforesaid between the parties aforesaid by consent of the said parties and their attornies aforesaid and by order of the Court here thereon is further Continued untill the second Tuesday of May next.

And now at this day to wit, the second Tuesday of May being the Eleventh day of the said month in the year of our Lord one thousand Eight hundred and two come again into the General Court here as well the said Thomas Teebright Lessee as aforesaid by his attornies aforesaid as the said Richard Batty by his attornies aforesaid, and the sheriff and surveyor of the County aforesaid in pursuance of the said leave of the Court here to amend the said plots and certificates returned in this Cause, and to add thereto if necessary, return the said plots and Certificates to the Court here as amended &c. with a Certain deposition taken before them and which said deposition is in form following to wit.

Anne Davis & others Lessee
vs
Richard Battee

Deposition of William Brewer Senr. of Ann Arundel County aged sixty nine years being duly sworn on the holy Evangels of Almighty God at a small distance from the place shewn by the Plaintiffs to be the beginning of the tract of land called Selbys Marsh deposeth and saith that the land which lies to the right of the fence now laid down as far as the place marked on the plat at the letter E has always been in the possession of the Plaintiffs and their Ancestor Robert Davis for upwards of sixty years that the fence which is now laid down to the said letter E used to run some distance to the left but has been moved to the place it now stands some years past. This deponent further says

says that about four or five and thirty years ago Joseph Mayo moved his fence a few yards to the right nearly at the place marked on the plat at the letter E that Robert Davis who owned the adjoining land came and took away the fence as being on his land. That the said Joseph Mayo owned the land called Selbys Marsh and afterwards placed the fence at or near the place where it now stands from the letter E as far as it is laid down where it has remained ever since.

March 16th 1802. William Brewer Sr.

Sworn before. Henry Howard sheriff of Ann Arundel County.

And the said Thomas Teebright Lessee as aforesaid by his attorney aforesaid suggest to the Court here that since the last Continuance of the plea aforesaid and before this day, to wit, on the day of in the year of our Lord one thousand Eight hundred and the said James Disney one of the Lessors of him the said Thomas Teebright departed this life and this is not denied: And thereupon on motion of the said Thomas Teebright Lessee as aforesaid by his attornies aforesaid it is ruled by the Court here that the said John Wronghead the Casual Ejector the said Richard Batty 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 John Wronghead nor the said Richard Batty 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 makes default: Therefore it is Considered by the Court here that the said Thomas Teebright Lessee as aforesaid recover against the said John 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 said plots returned in this Cause with the appurtenances and that the said Thomas Teebright Lessee as aforesaid have thereof his possession against the said John Wronghead &c.

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