with the consent of the said Richard Smith Lessee as aforesaid by his attorney aforesaid and of the said James Blake who claims title to the land and premises in question or of some part thereof by his attorney aforesaid that the said James H Blake shall be admitted defendant and that the said James H Blake 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 James H Blake or his tenants or any person claiming by or under his title or for which the said James H Blake shale hereafter take defence or that in default thereof Judgment shale be thereupon entered against the Defendant George Saunders the casual Ejector but proceedings shall be staid against him until default shall be made in any of the premises and by the like consent it is further ordered that if by reason of any such default the plaintiff shale happen to be nonsuited upon the trial the said James H Blake shale take no advantage thereof but shall thereupon pay to the plaintiff all such costs and charges as by the Court here shale be taxed and adjudged for such his default in non performance of this rule and it is further ordered that the said Walter Brookes Lessor of the said Richard Smith shale be liable to the payment of costs to the said James H Blake by the Court here to be in any manner allowed or adjudged And thereupon the aforesaid Richard Smith Lessee as aforesaid by his attorney aforesaid declares against the said James Blake in the plea aforesaid in manner and form following to wit Western Shore State of Maryland Montgomery County to wit James H Blake late of Montgomery County yeoman was attached to answer unto Richard Smith of a plea wherefore with force and

arms he entered into all that part of a Tract or parcel of land called Brothers Industry beginning at the beginning of the whole tract and running from thence by and with the out lines thereof three following courses to wit North Ten degrees West sixty perches north thirty three degrees East forty perches north thirteen degrees East forty six perches to the great road leading from George Town to the mouth of Yates Branch then by and with the said road the three following courses to wit South seventy one degrees East one hundred perches South sixty five degrees East forty two perches South fifty Two and a half degrees East one hundred and Twenty two perches to the ninth line mentioned in a deed from James Wallace to William Wallace bearing date on or about the Twenty first day of November in the year of our Lord one thousand seven hundred and Twenty six for part of said Tract it also being the thirty third line of the whole tract then by and with the said thirty third line south five degrees West thirty four perches to the end of the said line then running by and with the out lines of the whole Tract south thirty one degrees East Twenty perches south thirty eight degrees East forty three and a half perches to the twelfth line of the said deed then by and with the same south seventy nine degrees West one hundred and thirteen perches to the end of the said line then running with a straight line to the beginning containing five hundred acres of plantable Land situate in Montgomery County aforesaid which Walter Brookes demised to the said Richard for a Term which is not yet expired and ejected him from the said Tract or parcel of land and other wrongs to him did to the great damage of the said Richard and against the peace of the State of Maryland and so forth And whereupon the said Richard Smith by John Johnson his attorney complains that