Thirm Lessee as aforesaid by his Attornies aforesaid and the said John Norris
who claims the title in question, by his Attornies aforesaid that the said
John Norris be admitted defendant in the place of the now Defendant
Uncle Toby 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 John Norris 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
Corporal Thirm Lessee as aforesaid, as is in the possession of the said John
Norris 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 Uncle Toby the Casual ejector: but that prosecution
be stayed 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 Corporal Thirm Lessee
as aforesaid shall become nonsuit at the trial the said John
Norris shall take no advantage thereof, but shall pay to the said
Corporal Thirm Lessee as aforesaid his costs &c 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 John Norris or if the said
Corporal Thirm Lessee as aforesaid shall not prosecute his
declaration upon any other cause than for the not confessing
lease, entry and ouster, as aforesaid then the said Philip
Hammond, Regin Hammond and Rachel Dorsey Lessors of the
aforesaid Corporal Thirm shall pay costs &c and thereupon
the aforesaid Corporal Thirm Lessee as aforesaid by his Attornies
aforesaid declares against the said John Norris in the plea
aforesaid in manner and form following, to wit

Western Shore of Maryland Frederick County, to wit. John Norris

late of Frederick County Yeoman was attached to answer unto Corporal
of a plea whereof he with force and arms and so forth into all that tract or
parcel of plantable land called part of Wood Inclosure lying and being
in the County aforesaid with the appurtenances containing two thousand
two hundred and eighty six acres of land which Philip Hammond,
Regin Hammond and Rachel Dorsey, (son of Rachel) to him the said
Corporal Thirm demised for a term not yet passed to the said John
Norris did enter and him the said Corporal Thirm from his farm
aforesaid did eject and also into all that other tract or parcel of
plantable land called part of Wood Inclosure lying and being
in Frederick County aforesaid with the appurtenances containing
two thousand two hundred and eighty six acres, and undivided fourth
part whereof Philip Hammond to the said Corporal Thirm did
demise for a term which is not yet passed, and other undivided fourth
part whereof Regin Hammond to the said Corporal Thirm did demise
for a term which is not yet passed and the other undivided Moiety
and half part whereof Rachel Dorsey (son of Rachel) to him the said
Corporal Thirm did demise for a term which is not yet passed did
enter, and him from his farm last aforesaid did eject and other harms
to him did to the great damage of the said Corporal Thirm and against
the peace government and dignity of the State and so forth. And
whereupon the said Corporal Thirm by Luther Martin, Philip Barton
Key and Richard Ridgely his Attornies complains that whereas
the aforesaid Philip Hammond, Regin Hammond and Rachel
Dorsey (son of Rachel) on the ninth day of April in the year of our
Lord one thousand seven hundred and ninety seven at Frederick
County aforesaid, had demised unto him the said Corporal Thirm the
said premises with the appurtenances (thereunto belonging) To hold
and to occupy the same premises with the appurtenances to him the