by his attornies aforesaid; and the said John Morris, by his attornies aforesaid defends the force and injury when and so forth and takes defence according to his pretensions as they shall appear to be laid down on the return of a warrant of resurvey, to be issued in this cause, and says that he is not guilty of the Trespass and ejectments aforesaid in the declaration aforesaid mentioned, in manner and form as the said Corporal Thos Lessee as aforesaid above complains against him, and of this he puts himself upon the country and the said Corporal Thos Lessee as aforesaid in like manner, and thereupon on the motion of the said Corporal Thos Lessee as aforesaid by his attornies aforesaid it is ordered by the Court here that the writ of the State of Maryland of warrant of resurvey issued in this cause and the same accordingly issues, directed to the Sheriff and surveyor of Frederick County in form following, towit

Philip Hammond and others lessee vs John Morris	The State of Maryland, towit, Whereas at a General Court begun and held at the City of Annapolis on the second Tuesday of October Anno Domini seventeen hundred and ninety seven the plaintiff and Defendant by their Attornies appeared and this cause standing for Trial and for that it is absolutely necessary for the better information of the Court and Jury in the truth of the premises that all that tract or parcel of plantable land called part of Woods Inclosure lying and being in Frederick County containing two thousand two hundred and eighty six acres of Land be carefully resurveyed and laid out according to the ancient metes and bounds thereof as in the original Certificate of survey thereof is expressed, and to the end that the said lands in Controversy and the claims and pretences of both parties may more

plainly and indifferently appear to the Court and Jury, It is ordered by the said Court that the surveyor of Frederick County for the time being or any other discreet and skilful person in his absence, to be nominated and appointed by the said plaintiff and defendant and in the presence of the Sheriff of the said County carefully resurvey and lay out as well the said lands in dispute as any other land adjacent thereto, which shall be thought necessary by the said plaintiff or Defendant to be laid out for the better illustration of the matter according to the claims and pretentions of the plaintiff in the presence of the defendant if he being summoned thinks fit to be present and without any interruption of him, the said defendant, or if absent, notice to be left at his place of residence, or last place of abode and likewise survey and lay out the same lands in dispute as aforesaid according to the claims and pretensions of the defendant in the presence of the plaintiff if he being summoned thinks fit to be present without any interruption of him the said plaintiff, or if absent notice to be left at his place of residence, or last place of abode, and the said Sheriff is hereby empowered to examine upon oath any witness or witnesses that by either of the said parties shall be produced in relation to the same and the said Sheriff is hereby ordered to give both the said parties thirty days notice before the day of the execution of this writ, and the said surveyor is hereby commanded to return fair certificates and plots therefor, drawing the pretences of the plaintiff in black lines and the pretences of the defendant in pricked lines, as well under the hands and seals of the said Sheriff as the surveyor to the Judges of our General Court to be held at the City of Annapolis on the second Tuesday of May next, that the said Judges and Jury being rightly informed of the truth of the premises may further proceed therein as to Justice appertains and so for the