otherwise Judgment should be entered by the Plaintiff against the now Defendant by default And if upon the Trial of the said Issue the said Edward Beck Junior should not confess Leave Entry and actual Ouster by which the Plaintiff would not be able further to Prosecute his Bill against the said Edward Beck Junior then no Costs should be awarded upon such Nonsuit but the said Edward Beck Junior should pay to the Plaintiff the Costs and Charges to be taxed thereupon And it was further ordered that if on the Trial of the said Issue a Verdict should be given for the Defendant or if it should happen the Plaintiff should not further Prosecute his said Bill for any other cause than for not confessing Leave Entry and actual Ouster That then the Plaintiffs Lessor should pay to the said Edward Beck Junior his Costs & Charges in that case to be awarded to him by the Court Peregrine Lethrbury for the Plaintiffs

Robert Wright for the Defendant

And the aft. Edward Beck Junior by his Attorney aft. Prayed liberty of Imparling thereof there untill the second Tuesday of April then next and he had it. The same day was given to the aft. Plaintiffs there and so forth.

At which aft. second Tuesday of April 1781. came the Parties aft. by their Attorney's aft. And the aft. defendant by his Attorney aft. Prayed further Liberty of Imparling thereof there untill the second Tuesday of September then next and he had it The same day was given to the aft. Plaintiffs there and so forth.

And now here to wit the same second Tuesday of September 1781 cometh the Parties aft. by their Attorneys aft. And the aft. Simon Wickes Junior and Mary his Wife by their Attorney aft. Prayeth that the aft. Edward Beck Junior to the Declaration of them the same Simon Wickes Junior and Mary his Wife may answer And the aft. Edward Beck Junior although solemnly called cometh not nor to the Declaration of them the same Simon Wickes Junior and Mary his Wife doth answer but maketh Default.

Therefore It is considered by the Court here that the aft. Simon Wickes Junior and Mary his Wife do recover against the said Edward Beck Junior their several Terms aft. yet to come of and in the Tract or Parcel of Land called Timber Level with the Appurtenances lying and being in Kent County aft. containing one hundred and forty Acres of Land And upon this the aft. Simon Wickes Junior and Mary his Wife do Pray the Writ of the State of Maryland directed to the Sheriff of Kent County to cause him to have Possession of his Terms aft. yet to come of and in the Tract or Parcel of Land with the Appurtenances and to him it is Granted and so forth. James Earle Clk.

Robert M Garmant against Benjamen Sylvester.	The State of Maryland. Command was given to the Sheriff of Caroline County that he should take Benjamin Sylvester late of Caroline County Planter if he should

be found in his bailiwick and him safe keep so that he should have his Body before the Judges of the next General Court to be held for the Eastern Shore of this State at Talbot County Court house the second Tuesday of April then next to answer unto Robert M Garmant of a Plea of Trespass upon the Case and so forth And that he should not thereof fail at his Peril and that he should have then and there that Writ. Witness the Honourable William Paca Esq. chief Judge of said Court the 21st day of September Anno Domini 1778.

Issued the 20th day of February 1779. R Wright James Earle Clk

At which aft. second Tuesday of April 1779. came the aft. Robert M Garmant by Robert Wright his Attorney. And the Sheriff of Caroline County afore. made return of the Writ aft. in the words following to wit Cepi Corpus.

Wm Hopper Sheriff

And the aft. Robert M Garmant by his Attorney aft. Prayed Liberty of Continuing his Action thereof there untill the second Tuesday of September then next and he had it. The same day was given to the aft. defendant there & so forth.

At which aft. second Tuesday of September 1779. came the Parties aft. by their Attorney's aft. And the aft. Plaintiff by his Attorney aft. Prayed further Liberty of Continuing his Action thereof there untill the second Tuesday of April then next & he had it The same day was given to the aft. defendant there & so forth.

At which aft. second Tuesday of April 1780. came the Parties aft. by their Attorney's aft. And the aft. Plaintiff by his Attorney aft. Prayed further Liberty of Continuing his Action thereof there untill the second Tuesday of September then next & he had it The same day was given to the aft. defendant & so forth.

At which aft. second Tuesday of September 1780. came the Parties aft. by their Attorney's aft. And the Parties aft. by their Attorney's aft. and with the leave of the Court Referred the matter in dispute in this Cause now depending between them to the determination of Mr Henry Dickinson and Mr John Fisher of Caroline and Queen Anns County's with Liberty for them if they should not agree to chuse a third Person And Judgment to be entered on their award or any two of them when returned agreeable to an Act of Assembly in that case made and provided.

And thereupon the Process between the Parties aft. was continued there untill the second Tuesday of April then next.

At which aft. second Tuesday of April 1781. came the Parties aft. by their Attorneys aft. And thereupon the Process between the Parties aft. was Continued there untill the second Tuesday of September then next.

And now here to wit the same second Tuesday of September 1781. cometh the Parties aft. by their Attorney's aft. And the aft. Henry Dickinson and John Fisher maketh return of their Award between the Parties in the words following to wit. We the Subscribers are of opinion and do determine that the defendant has complied with the Spirit and Intention of his Contract with the Plaintiff and determine and say that Mr Robert M Garmant the said Plaintiff must pay all the lawful Cost of this Suit as Witness our hands this 19th day of october 1780. Henry Dickinson. John Fisher Referees