At which aforesaid second Tuesday of April Anno Domini seventeen hundred and Seventy five came the aforesaid Paul Rusty by Samuel Chase his Attorney; And the Sheriff of Kent County aforesaid made return That on the day of last past he did deliver to William Pearce Tenant in Possession of the Premises in Question a true Copy of the Declaration in Ejectment hereto annexed at the foot of which Declaration is a notice for the said William Pearce to appear on the Second Tuesday of April then next at the Provincial Court to be held at the City of Annapolis and defend his Title, otherwise Judgment would be entered against him by default And further said that he told the said William Pearce that if he did not appear and defend his Title the then next April Term he would be turned out of Possession. Thereupon it is ordered by the Court with the Consent of the Attornies for both parties that William Pearce be admitted Defendant instead of the now defendant Peter Price and that he forthwith appear at the Plaintiff and put in common bail and receive a Declaration in a plea of Trespass and Ejectment for the Messuage and Premises and thereunto not Guilty And that upon the Trial of the Issue he confess Lease Entry and actual ouster and insist upon the Title only at the Title otherwise Judgment should be entered by the Plaintiff against the now Defendant Peter Price by default And if upon the Trial of the said Issue the said William Pearce shall not confess the Lease Entry and actual Ouster which the Plaintiff will not be able further to prosecute his Bill against the said William Pearce then no Costs shall be awarded upon such Nonsuit but the said William Pearce shall pay to the Plaintiff the Costs and Charges to be taxed thereupon: And it is further ordered that if on the Trial of the said Issue a Verdict shall be given for the Defendant or if it happen the Plaintiff should not further prosecute his said Bill for any other Cause than for not confessing the said Lease Entry and Actual Ouster that then the Plaintiffs Lessor shall pay to the said William Pearce his Costs and Charges in that case to be awarded to him by the Court.

Samuel Chase for the Plaintiff

Joseph Earle for the Defendant.

And the aforesaid William Pearce by his Attorney aforesaid prayed Liberty of the Court there to ascertain his defence according to his pretentions and he had it and prayed leave to imparle thereunto until the Second Tuesday of September then next and it was granted unto him the same day was given to the Plaintiff also.

At which aforesaid second Tuesday in September seventeen hundred and seventy five came the Parties aforesaid by their Attornies aforesaid, and thereupon the Process between the Parties aforesaid was Continued there from the aforesaid second Tuesday of September seventeen hundred and Seventy five until the Second Tuesday in April Anno Domini seventeen hundred and Seventy eight according to the Act of the General Assembly of the State of Maryland in such case made and provided.

At which aforesaid second Tuesday in April seventeen hundred and seventy eight came again the Parties aforesaid by their Attornies aforesaid; and thereupon the Process aforesaid was continued here from the aforesaid second Tuesday of April Seventeen hundred and Seventy eight until the second Tuesday of September then next following.

At which aforesaid second Tuesday of September Anno Domini Seventeen hundred and Seventy eight, come again the Parties aforesaid by their Attornies aforesaid, and the aforesaid William Pearce by his Attorney aforesaid defends the force and injury when and so forth and takes Defence according to his Pretentions as they shall appear to be laid down on the return of a Warrant of Resurvey to be issued in this Cause and enters into common Rule. Thereupon the Process between the Parties aforesaid was continued here until the Second Tuesday of April then next following.

At which aforesaid second Tuesday of April Anno Domini Seventeen hundred and seventy nine came again the Parties aforesaid by their Attornies aforesaid and thereupon the Process between the Parties aforesaid was Continued here until the Second Tuesday of September then next following.

At which aforesaid second Tuesday of September Anno Domini Seventeen hundred and Seventy nine, came again as well the said Paul Rusty Lessor of the said John Moore by his Attorney aforesaid as the said William Pearce by his Attorney aforesaid and the said William Pearce by his Attorney aforesaid (as before) defends the force