was further continued until the second Tuesday of April next,
At which day, to wit the said second Tuesday of April anno Domini seventeen hundred and eighty nine here came again the parties aforesaid by their attorneys aforesaid; And thereupon further process of and upon the premises aforesaid between the parties aforesaid, by consent of the said Parties and their attorneys aforesaid and by order of Court here thereon was further continued until the second Tuesday of September next,
And now here at this day to wit, the said second Tuesday of September anno Domini seventeen hundred and eighty nine here came again as well the aforesaid Laurence Leg Lefee of the aforesaid William Marsh Catesby, by his attorney aforesaid, as the said John Daugherty and Sarah Daugherty by their attorney aforesaid; Whereupon for trying the issue aforesaid command was given to the Sheriff of Talbot County, that he immediately cause to come before the Judges aforesaid, twelve good and lawful men of his bailiwick by whom &c. to recognize &c. because as well &c. of which said precept the said Sheriff, to wit, John Roberts Gentleman makes return that he has here ready twelve &c. as by his said precept he was commanded to wit; Samuel Sharpe, Josiah Massey, James Marshall, Joseph Nicols, John Cox Junr. Robert Dawson, Thomas Smith Junr. Valentine Green, Henry Jones Tristram Bowdle, Isaac Leager and William Stevens, who being duly elected tried and sworn to say the truth in the premises upon their oaths do say that the said John Daugherty and Sarah Daugherty are guilty of the trespass and Ejectment aforesaid in manner and form as the said Laurence Leg Lefee of the aforesaid William Marsh Catesby above against them have complained; and they assess the Damages to the said John Daugherty and Sarah Daugherty, by reason of the Trespass and Ejectment aforesaid besides their Cost and Charges by them about their suit in this behalf expended two two pounds of Tobacco, and one pound of Tobacco cost assessed Therefore it is considered that the said Laurence Leg Lefee of the aforesaid William Marsh Catesby do recover against the said John Daugherty and Sarah Daugherty his term aforesaid yet to come of and in a certain tract or parcel of Plantable Land called

Sarah and Johns Pasture situate lying and being in Talbot County aforesaid which is located on the plat annexed to the northward of the Red Cross line from M. to X. that is to say for all the Lands within the following lines to wit, beginning at black C thence to D thence to E. thence to M. thence to X thence to the beginning at black C. with the appurtenances; and that he have thereof his possession against the aforesaid John Daugherty and Sarah Daugherty and his Damages aforesaid to three pounds of Tobacco by the Jurors aforesaid in form aforesaid assessed, and also the quantity of sixteen thousand Eight hundred and three and three fifths pounds of Tobacco to the said Laurence Leg Lefee of the aforesaid William Marsh Catesby for his costs and charges aforesaid with his assent by the Court here of Increase adjudged; which said damages in the whole amount to sixteen thousand Eight hundred and six and three fifths pounds of Tobacco: and that the said John Daugherty and Sarah Daugherty be taken &c. Memorandum, Before the Jurors aforesaid withdrew from the bar the aforesaid John Daugherty and Sarah Daugherty produced here a certain Bill of exceptions, with the seal of Robert Hanson Harrison Esquire chief judge of said Court, at the request of the said John Daugherty and Sarah Daugherty according to the form of the Statute in such case made and provided thereto put, as it is alleged, praying it to be here enrolled: and to him it is granted &c. which said bill follows in these words, to wit,

William Marsh Catesby's Lessee against John Daugherty & Sarah his wife — Ejectment

At the Trial of this cause the Plaintiff having offered in Evidence of Richard Ratcliff being seized in fee simple of a moiety or part of the aforesaid Tract called Sarahs and Johns pasture which part is located on the platt annexed by the Plaintiff beginning at black C thence to black D black E. black F black G black P. and thence home to the beginning which part is also located on the said Platt by the defendants as appears by the annexed Platt and Certificate then gave in evidence the annexed bill of Richard Ratcliff aforesaid, dividing the said Land between his two sons James and John as in the said bill mentioned which division between the said sons parts is located by the Plaintiff by the red cross line from black X to black W and offered the deposition of the location of the Division line as appears on the platt aforesaid. and then read in evidence the annexed Deed of Bargain and sale from Joseph Ratcliff who was admitted to be the son and heir of John Ratcliff aforesaid