Said Hampton Hopkins by Josiah Polk Gentleman his attorney & prayed leave of Court prays an appeal from the Judgment of this Court so aforesaid on the Verdict aforesaid rendered against him unto the next General Court to be held at Talbot County Court House the second Tuesday (the 10th) of September then next following which is by the Court here entitled the said Hampton Hopkins granted and is forthwith

Hudson vs Hopkins } Case for damming water into a tract of land the one called Hangate the other called Hardship. In this Cause the Plff gave in evidence to the Jury the patents of the tract of land called Hangate (a Copy whereof annexed) he also gave parole Evidence that John Evans was dead and his heir at Law of Edward Evans the patentee he also gave further in Evidence a Deed from the aforesaid John Evans to Richard Hudson (a Copy whereof is hereto annexed) for the aforesaid tract called Hangate and he gave further in Evidence a will of a certain Richard Hudson, wherein there is a Devise of the tract of land called Hangate to his two sons Solomon and Annanias Hudson a moiety to each upon which the said Defendant offered to give a will of a certain Henry Hudson in evidence to the Jury (a Copy whereof is hereto annexed) devising a tract of land called Hangate to his son Richard Hudson to prove that Richard Hudson the Bargainee under the deed from John Evans aforesaid was not the Devisee to the aforesaid Solomon and Annanias under the will so as aforesaid offered in evidence by the Plff to the Jury to which the Plff by his Counsel Objected to the reading of the will of the said Henry Hudson to the Jury as the Defts had not shewn a title in said Henry Hudson so as to enable the said Henry to devise the same whereupon the Court determined that the will so as aforesaid offered by the Defts was not legal Evidence for the purpose aforesaid so as aforesaid offered, and refused to admit the same to be given in evidence to the Jury to which Opinion and Determination of the Court the Defts by his Counsel excepted and prays the benefit of this his exception agreeable to the form of the Statute &c

Peter Chaille (Seal) Josiah Mitchell (Seal)
John Selby (Seal) John Parramore (Seal)
John Perry (Seal) Joshua Towns end (Seal)

Hudson vs Hopkins } Case for damming and stopping a run of water by means whereof part of two tracts of land the one called Hardship Hangate the other called Hardship became Drowned and Damaged, non cul & issue. In this Cause the Plff declared that he was Seized in fee of part of the aforesaid tracts of land and that that part of the aforesaid tracts which lieth so as aforesaid Sized was drowned by means of the Defts erecting a dam across his own land across an adjacent stream of water and the Plff to prove that he was so as aforesaid seized of the aforesaid tract of land called Hardship gave in evidence the will of Richard Hudson (a copy whereof is hereto annexed) upon which the Defts by his Counsel prayed the Court to determine and direct the Jury that by the devise in the said will as the tract of land called Hardship to Solomon Hudson and Annanias Hudson that they were tenants in common and therefore did not prove that he was Seized of any particular part of the aforesaid tract called Hardship in manner as the Plff hath declared and that the evidence aforesaid and the Charge in the Declaration aforesaid materially varied and did not support the Charge in the Declaration as to the aforesaid tract of land called Hardship to which the Plff by his Counsel Objected and alledged that the same Could not be taken advantage of in the Trial of this Cause but ought to have been pleaded in abatement whereupon the Court refused to determine and direct the Jury agreeable to the motion aforesaid to which the Defendant by his Counsel Excepted and prayed the benefit of this his exception agreeable to the form of the Statute &c

John Selby (Seal) Joshua Townsend (Seal) Josiah Mitchell (Seal)
James Martin (Seal) Peter Chaille (Seal)

Charles Absolute Lord and Proprietary of the province of Maryland and Avalon Lord Baron of Baltimore &c To all persons to whom these presents shall come Greeting Sovereign Lord God Everlasting, Know ye that for and in Consideration that Edward Evans of Somerset County in our said province of Maryland hath due unto him five hundred Acres of land within our said province being due to the said Evans by a warrant for the same formerly granted him the fifteenth day of December one thousand six hundred Eighty three, as appears upon Record and upon such Conditions and terms as are expressed in the Conditions of Plantation of this our province bearing date the second day of February One thousand six hundred Eighty five and remaining upon Record in our said province of Maryland We Do therefore hereby Grant unto him the said Edward Evans all that