the most particular manner to preserve the little supply of Wood remaining on the demised premises — that he will pay and discharge all and singular the duties Assessments and Taxes which may be assessed or imposed upon the premises during the Term aforesaid and finally will keep and preserve the Messuage House & other Buildings Together with the premises demised in reasonable Repair and the same at the expiration of the Term aforesaid will surrender and yield up to the said Benjamin his Heirs Exors or assigns. In Witness Whereof the parties have set their Hands & Seals the day and year above Written

Benjamin Henry (Seal)
John Williams (Seal)

Sealed & Delivered in the presence of
Henry Smyth

Whereupon at the prayer of the said Benjamin Plff by his Attorney the said John is ruled by the Court here to plead answer to the Declaration aforesaid or Judgment &c. And the said John by his Attorney prays leave of the Court here to imparle untill the next Court then to answer &c. and he hath it the same day is given to the said Benjamin then &c. At which said second Tuesday of September Anno Domini 1796 comes again the parties by their Attorneys aforesaid and the said John by his Attorney aforesaid defends the force and injury When &c. and saith that the said Benjamin his Action aforesaid thereof against him brought to have or maintain ought not because he says that he performed fulfilled and kept all and singular the Covenants Articles Matters and things in the said Covenants on his part to be performed and of this he puts himself upon the Country &c. When upon at the prayer of the said John the said Benjamin is ruled to reply to the answer aforesaid or Judgment &c. And the said Benjamin by his Attorney prays leave of the Court here to imparle untill the next Court, and he hath it the same day is given to the said John then &c. At which said next Court to wit the second Tuesday of April Anno Domini 1797 comes again the parties aforesaid by their Attorneys aforesaid and the said Benjamin by his Attorney replies to the plea of non performance upon which issue is joined and it is agreed between the parties that the Plff shall upon the Trial of the Cause give evidence of any breach stated in the Declaration in the same manner as if the Application had been done in form &c. Whereupon for trying the issue

aforesaid it is Ordered by the Court here, that twenty persons from the Panell of Petit Jurors returned to the Court by the several Sheriffs of the different Counties on the Eastern Shore be drawn by Ballot and Written upon tickets one of which said Ballot is to be delivered to the Council of the respective parties, which was done, and the Council for each of the said parties having stricken out four persons from the said lists, thereupon the remaining twelve persons being called come to wit William Winder Junr George Hanson, Levin Marshall, Robert Pennington, Thomas Davis, Christopher Wagam, Henry Tripp, John Young, Thomas Hamilton, William Young, Thomas Richardson & John Nicholson who being impannelled and sworne to say the truth of the premises upon their Oath do say that the said John hath not observed, performed fulfilled or kept any of the Covenants, Grants &c. in the Written Indenture contained and specified on his part to be observed performed fulfilled and kept according to the form and effect of the said Indenture within Written as the said Benjamin within complains against him, and they assess the Damages of the said Benjamin by reason of the premises & breaches of the Covenants aforesaid to the same of £160. 16. 11 Cur. Therefore it is considered by the Court here that the said Benjamin recover against the said John as well the sum of £160. 16. 11 Cur. by the Jury aforesaid in form aforesaid assessed for his Damages which he hath sustained by reason of the breaches of the Covenants aforesaid as the Quantity of five thousand and forty seven pounds of Tobacco by the Court here adjudged unto the said Benjamin for his Costs and Charges by him about his suit in this behalf laid out, and expended, and that the said John be in mercy &c.

Test — James Edelin Clk

Judgment the 20th of April Anno Domini 1797 was rendered by the Court &c.

William Meers Ext. &c.
vs
Thomas Hill George Jackson & Geo. V. Mackey

Be it remembered that the Plaintiff by James Scott their Attorney presented and filed forth out of the State of Maryland Eastern Shore Somerset County the following Writ to wit — The State of Maryland to the Sheriff of Queen Anns County Greeting Whereas Lately in our said Court Thomas Hill George Jackson and George Vansant Manns late of Queen Anns County were attached to answer unto William Meers & Cinthia his wife of a plea of Trespass upon the