junior and Mary Mickes his wife, and Sarah Piner the younger to him the same Timothy in form aforesaid had demised for the terms aforesaid which are not yet past entered and him the same Timothy from his farm aforesaid did eject and other harms to him the same Timothy then and there did to the great Damage of him the same Timothy and against the peace Government and dignity of the State and so forth. whereof the said Timothy saith he is the worse and hath Damage to the value of five hundred pounds Current money of the State of Maryland and therefore he brings suit and so forth.

Robert Wright Pro Plff. — Pledges Jno. Doe & Ro. Roe. —

Sir, I am informed that you are in possession of or claim title to the premises in the above Declaration of Ejectment mentioned or to some part thereof and I being sued in this action as casual Ejector and having no claim or title to the same do advise you to appear to this Declaration of Ejectment at the next General Court to be held for the Eastern Shore of Maryland at Easton in Talbot County on the second Tuesday of September next, by some Attorny of that Court and there and then by Rule of the said Court to cause yourself to be made defendant in my stead and confess the Lease Entry and Ouster and insist upon the title only at the Trial otherwise Judgment will be given against me and you will be turned out of possession. I am your Friend Titus Nolitte. —

To Mr. Emory Sudler Tenant in possession of the premises or some part thereof.

A copy of the said Declaration and the Notice thereunder written was made & sent to the Sheriff of Kent County to be served on the Defendant ~~Tenant~~ in possession of the premises or left at his place of abode eight exclusive days before Court according to the directions of the Counsel for the Plaintiff. —

At which said second Tuesday of September in the year Seventeen hundred & ninety four, being the day of the return of the service of the afo. Declaration of Ejectment & notice, here came into Court the said Timothy Godsight Lessee of the said Marmaduke Tilden jun.r Joseph Mickes jun.r & Mary his wife and Sarah Piner by Robert Wright his Attorney, and the Sheriff of Kent County afo. made return to the Court here, that he had left the Copy of the said Declaration & notice on the same premises, on the twenty ninth day of August seventeen hundred & ninety four then being last past. Whereupon the said Emory Sudler by John Scott his Attorney came here into Court and by rule of the Court here was made Defendant instead of the Casual Ejector, and thereupon with the leave of the Court here the afo. Emory Sudler defend the wrong and injury when & so forth. and prays liberty to imparle herein until the second Tuesday in April then next, and it is granted unto him. The same day was given to the said Plaintiff Lessee afo. then & so forth. —

At which said second Tuesday of April in the year Seventeen hundred and ninety five came here again into Court the parties afo. by their Attorneys afd. and the said Emory Sudler by his Attorney afo. defended the wrong and injury when and so forth and said that he was not guilty of the trespass and ejectment afo. in manner and form as the said Plaintiff against him had complained 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 & so forth. Whereupon the process upon the premises between the parties was by order of the Court here thereon continued to the second Tuesday in September then next. At which said second Tuesday in September Anno Domini Seventeen hundred & ninety five, here came again into Court the parties afo. by their Attorneys afd. Whereupon on the motion of the parties afo. by their Attorneys afo. it is ruled by the Court here that the whole matter in difference between the parties afo. be referred to

Benjamin Chambers, Richard Tilghman 4th and Robert Buchanan and that judgment by the Court shall be rendered upon the award of them or any two of them when returned, agreeable to an act of Assembly in such case made & provided and so forth. — (ex parte ten Days notice) and thereupon the process of and upon the premises between the said Parties was by order of the Court here thereon continued to the second Tuesday in April then next. And now here at this day, to wit. The second Tuesday in April in the year one thousand seven hundred and ninety five, came here again into Court the parties afd. by their Attorneys afo. and the Arbitrators afo. pursuant to the rule of Court afo. filed in Court here their award of & upon the premises which issues in manner and form, to wit. "To all to whom these presents shall come We Benjamin Chambers, Richard Tilghman 4th & Robert Buchanan all of Kent County in the State of Maryland, send Greeting; Whereas at a Sitting of the General Court for the Eastern Shore of the State of Maryland in the month of September Seventeen hundred and ninety five a cause was then & there depending between Marmaduke Tilden Junior, Joseph Mickes Junior & Mary his wife, and Sarah Piner Lessees against Emory Sudler which cause or action of Ejectment was brought by the said Marmaduke Tilden Junr. Joseph Mickes Junior & Mary his wife & Sarah Piner against the said Emory Sudler. And whereas at the above Term by Consent of the parties, it was Ordered by the said Court that the matters in difference between the said Parties in this cause, should be referred to Benjamin Chambers, Richard Tilghman 4th and Robert Buchanan &c. giving ten days notice to the Parties Now we the said Benjamin Chambers & Richard Tilghman 4th & Robert Buchanan in pursuance of the said order or rule of Reference having first given the Parties the notice required by the said Order or rule of Court and having met upon the premises in the Declaration of Ejectment mentioned we did hear the proofs and alegations of the said Parties And in order to more fully understand the premises, we did cause the Surveyor of Kent County, in our presence carefully to survey and lay down a Tract of Land called Ratcliff Crop and also the Tracts of Land called Stepney and Piners Grove and did cause the surveyor afo.r to make a Platt of the said Tracts of Land and which said Platt is hereto annexed and upon thoroughly considering every matter which came to our knowledge We do Award order & adjudge that the said Marmaduke Tilden Junior Joseph Mickes Junior & Mary his wife and Sarah Piner Plaintiffs do recover against the same Emory Sudler Defendant their Term yet to come in all that Tract or parcel of Land lying & being in Kent County in the State of Maryland called Stepney Beginning at a stake place by us the Arbitrators and where we have directed a Stone to be put, At the place where we have adjudged the original beginning of a Tract of Land called Ratcliff Crop Stood And running from thence up the River Chester North easterly to a walnut tree standing on the Bank of the said River, being the second bounday of the afo. Tract of Land called Stepney, thence North west with an allowance of four Degrees for Variation three hundred & twenty perches then south west with the same variation three hundred & forty one perches then South East with the same variation till it intersects the end of the north east line of the afo. Tract of Land called Ratcliff Crop at the end of two hundred and sixty one perches at which place we have also ordered & adjudged a Stone to be put down, and from thence with a straight line to the beginning of the afo. Tract of Land called Ratcliff Crop — And we do also award order and adjudge that the said Marmaduke Tilden Junr., Joseph Mickes Junr. and Mary his wife and Sarah