Clainright Lessee as afs. by his sev. Attorney, as the said Daniel Fairbank by his said Attorney; and the said Daniel Fairbank by his said Attorney defends the force & Injury when &c. & said that they are not guilty of the Trespass and Ejectment aforesaid in manner and form as the said William Clainright Lessee as afs. hath above complained against him, and of this he puts himself upon the Country &c. and the said William Clainright Lessee as afs. in like manner &c. Thereupon further process of and upon the premises afs. between the Parties afs. by consent of the said Parties and their Attorneys afs. and by order of the Court therein was Continued untill the second Tuesday of September then next following. At which said second Tuesday of September seventeen hundred and ninety seven, came into Court as well the said William Clainright ~~by his~~ Lessee as afs. by his Attorneys afs. as the said Daniel Fairbank by his Attorney afs. and filed in Court an Agreement, which ensues in the following words, to wit. —

Larimore's Lessee against Fairbank — Ejectment for "Fairbank's Chance". It is admitted & agreed that the premises contained in the Declaration in this cause, are included within the metes and bounds expressed in the devise mentioned in the Will of John Fairbank, by which the lands in question are devised by the said John Fairbank to his son, the late Philip Fairbank; and that as to the Ascertainment of the Premises, this cause shall be considered in the same situation, as if the same had been located upon a Plot by virtue of a Warrant of Resurvey, and the premises claimed by the Plaintiff had been shown and proved to lie within the Metes and Bounds expressed in the said Devise. Mr. Hammond for Plff. — Philip B. Key for Deft.

Thereupon further Process of and upon the premises afs. between the Parties aforesaid by consent of the said Parties and their Attorneys afs. and by order of the Court therein was Continued until the second Tuesday of April then next following. —

And now here at this day, to wit, the second Tuesday of April in the Year of our Lord one thousand seven hundred and ninety eight, comes again into Court as well the said William Clainright Lessee as afs. by his Attorney afs. as the said Daniel Fairbank by his Attorney afs. Whereupon, for trying the issue afs. between the Parties afs. within joined it is ordered by the Court here, that twenty persons from the Panel of Petit Jurors returned to the Court here by the several Sheriffs of the different Counties of the Eastern Shore, be drawn by ballot, according to the act of Assembly in such case made & provided; and thereupon the twenty Jurors, being so drawn by ballot, and written upon two Lists, one of which said Lists is delivered to the Counsel for the Respective Parties, and the Counsel 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. — Mitchell Rickeum, Thomas Charles Blair, Abraham Millan, Henry Darden, James Crosby, Henry Parker, William Silsman, Edward Waters, Benjamin Keene, Henry Downes, John Hollingsworth and George Downes, who being empannelled, and sworn to say the truth in the premises, upon their Oath do say, that the said Daniel Fairbank is guilty of the Trespass and Ejectment aforesaid in manner & form afs. as the said William Clainright Lessee as afs. hath within complained: Therefore it is considered by the

Court here, that the said William Clainright Lessee as aforesaid recover against the said Daniel Fairbank his Term afs. yet to come and unexpired of in and unto all that Tract or parcel of Plantable Land, situate, lying and being in Talbot County afs. called "Fairbanck's Chance", containing one hundred and ninety five acres of Land, so as aforesaid by the Jurors afs. found — And it is also considered by the Court here that the said William Clainright Lessee as afs. recover against the said Daniel Fairbank the quantity of one thousand one hundred and sixty five pounds of Tobacco by the Court here in this suit adjudged, for his Costs afs. Charges by him about his suit in this behalf by him sustained and expended, and the said Daniel Fairbank in mercy &c. forfeit. —

Test, James Earle jnr. Clerk —

Memorandum. Verdict & Judgment for Possession & Costs this 25th day of April 1798. — Plaintiff releases the Defendant from the payment of Costs —

John S. Bozman against James Thomas — Be it remembered that on the fifteenth day of September in the year of our Lord one thousand seven hundred and ninety five, Command was given to the Sheriff of Talbot County that he should take James Thomas late of Ann-Arundell County Gentleman, if he should be found in his Bailiwick, and him safe keep, so that he might have his body before the Judges of our General Court, to be held at Easton in Talbot County the second Tuesday of April next, to answer unto John Seeds Bozman in the County of Talbot, called "Rich Range", he the said James Thomas the peace and enter, and one hundred Oak Trees, the proper Trees of the said John Seeds Bozman of the value of twenty shillings Current money each of the said Oak Trees, and one hundred Pine Trees, the proper Trees of the said John Seeds Bozman of the value of twenty shillings Current Money each of the said Pine Trees, in the same Close then & there standing and growing with force and arms did cut down and destroy and other harms to the said John Seeds Bozman then and there did to the great Damage of the said John Seeds Bozman, and against the Peace, Government and Dignity of the State — And that he the said Sheriff should not fail thereof at his Peril, and should have then & there that Writ &c. — At which said second Tuesday of April in the year of our Lord one thousand seven hundred and ninety six, being the day for the return of the aforegoing Writ came into Court the afs. John Seeds Bozman by Luther Martin Esquire his Attorney, and the Sheriff of Talbot County, to whom the aforegoing Writ was directed, likewise came and made return thereof to the Court here, thus endorsed, to wit. — "Cepi. — Daniel S. Cox. Sheriff. —

Thereupon the said James Thomas being called, appeared in Court by Thomas James Bullitt Esquire his Attorney, and defended the force & injury when &c. and prayed the liberty of imparling untill the next Court, and it was granted unto him; the same day was given to the said John Seeds Bozman there &c. — At which said next Court, to wit, the second Tuesday of September seventeen hundred and ninety six, came into Court the Parties afs. by their Attorneys afs. Whereupon the said John Seeds Bozman