

Liber M M the p^rmises being Elected Tryed & sworne upon their oathes doe say they finde for the p^rt^h wth Costs of suite, and because the Juro^{rs} have not assessed what Damage the sd p^rt sustained by occasion aforesayd, the Court ordered a writ of Inquiry of Damages in this Cause to issue to the Sheriff of St Maryes County Returnable next Co^{rt}, and Continue the Cause untill then, and the same day is given to both ptys

p. 154 John Shankes } This action of Ejectm^t being Comenced by John
 ag^t } Shankes only as a Casuall Ejector ag^t Edward Con-
 Edward Connery } nery, Nehemiah Blackiston and Elizabeth his wife
 } being Lessor p^{ts} to try the Title of a pcell of Land in Dispute
 } betweene the said Nehemiah Blakiston and the sd Edward, and the
 } Court finding it necessary that the bounds of both psons be Surveyed
 } by a skilfull pson according to their Respective Deeds from Thomas
 } Gerard Esq[;] Deceased, and that a faire Plot & Certificate thereof
 } be Returned to the Court. It is by the Court this day Ordered that
 } M^r Charles Boteler of the County of Calvert gentl Dep^y Surveyo^r
 } to the hono^{ble} Baker Brookes Esq[;] Surveyo^r Gen^l of this Province
 } be Especially appointed by this Court & is hereby appointed Em-
 } powered and Comaunded to lay out the lands of Nehemiah Blackiston
 } and Edward Connery aforesayd according to their Respective Deeds
 } from the sd M^r Gerard in p^rsence of the Sheriff of St Maryes County
 } who is hereby Comaunded and Empowered to su^mon and Empannell
 } a Jury upon the sd land and to Examine witnesses upon oath, that
 } the truth of the matter may be fully Discovered, and the said
 } Surveyo^r is hereby ordered to Runn his lines according to Evidence
 } then given and the Direction of the Jury, and to Returne a Certiffi-
 } cate of his pceedings herein, and a fayre plot Distinctly Drawne of
 } the lands in question together with the Evidence that was sworne
 } to the next Provincial Co^{rt} attested und^r the hand aswell of the said
 } Surveyo^r as of the said Sheriff, that so his Lo^{pps} Justices here being
 } fully informed of the truth of the p^rmises may Doe therein as to
 } Justice apperteineth.

Upon a mocōn in Co^{rt} made by M^r Carvile one of the Attorneys
 of this Co^t whether the Sheriff be obliged to take special bayle upon
 Rule Every action, It is by the Co^{rt} this Day (the act of Assembly
 touching the same being Read) Ordered that the Respective Sheriffs
 hereafter take Bayle to appeare only and if their be occasion for spe-
 cial bayle, that then it be Required in Court by the p^{ts} Attorney.

John Wells } To the Justices of the Provincial Court.
 ag^t }
 Thomas Chandler & } Bee it Remembered that John Wells who aswell
 William Russell } for the Lord Proprietary as for himself in this
 } behalfe psecutes Came before Philip Calvert