

Liber M M And whereupon the said the said Thomas Gibson by Thomas Innes his Attorney Saith that whereas the aforesaid William Russell the ninth day of March in the yeare of Our Lord One thousand Six hundred seventy three did demise to him the said Thomas Gibson the Messuage and lands aforesaid with the appurtenā[ces] To have and to hold to him and his Assignes from the said ninth day of March in the yeare aforesaid untill the end & terme of One whole yeare from thence next following and fully to be compleate & ended By Virtue of which demise the aforesaid Thomas Gibson into the Messuage and lands aforesaid with the appurtenāces did enter and was thereof possessed and he the said Thomas Gibson thereof being so possessed the aforesaid Arthur Turner afterwards to wit the Sixteenth day of March aforesaid by force and armes the Messuage and land aforesaid with the appurtenāces which the aforesaid William Russell to him the said Thomas Gibson in forme aforesaid demised for the terme aforesaid which is not yet past did enter and him from his farme aforesaid did eject and other harmes to him did to the great damage of him the said Thomas Gibson and against the Peace &c whereupon he Saith he is dampnified and hath losse to the value of Sixteen thousand pounds of tobacco And thereupon he bringeth his Suite.

Unles the tenant in possession or they under whom he claimeth doe the next Provincial Court appeare to this declaration and make him and themselves def^t thereunto and by rule of Court confesse the lease entry and ejectment and insist only upon the title the def^t in this declaration will confesse judgment and possession will be delivered accordingly to the plaintiff To John Lovett Tenant in possession of the premisses within mentioned.

And the aforesaid Arthur Turner by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c and the said Arthur prayeth liberty of Speakeing thereunto untill the first day of the next Provinciaall Court and the same day is given to both parties.

At which day that is to say the two and twentieth day of April in the 42th yeare of the Dominion of Caecilius &c came aswell the aforesaid Thomas Gibson by Robert Carvile his Attorney as the aforesd Arthur Turner by the Said Kenelm Cheseldyn his Attorney and in the said cause by the Court here it was the same day Ordered by the consent of Robert Carvile Attorney for the plaintiff and Kenelm Cheseldyn Attorney for James Neale late of Charles County Gent and Ann his wife that the said James and Ann his wife should be admitted def^{ts} who shall forthwith appeare by their Attorney aforesaid and Shall receive a declaration and plead to it the General issue as of this Court and at the tryall to be thereupon had they shall appeare in their proper persons or by their Council or Attorney and shall confesse lease entry and ejectment or that in default thereof