

Liber N N said Messuage & land with the appurtennces To have & to hold to the said Ninian Bell & his assignes from the said five & twentieth day of March untill the full end & terme of three yeares then next ensuing fully to be compleat & ended By vertue of which said Demise the said Ninian Bell into the Messuage & land aforesaid with the appurtennces entred & was in the possession thereof And being so thereof possessed afterwards to witt the said five & twentieth day of March the said James Moore into the Messuage & land aforesaid with the appurtennces which the said Daniel Cuningham and Bridget his wife daughter of the said John Potts deceased in forme aforesaid demised for the terme aforesaid which is not yet past entred & him from the possession thereof did eject & other harmes to him did to the great damage of the said Ninian Bell & ag<sup>st</sup> the peace of the said right Hon<sup>ble</sup> the Lord Prop<sup>ry</sup> &c And whereupon the said Ninian saith he is the worse & hath damage to the Value of forty thousand pounds of tobacco & thereupon he brings his suite.

Unless the tenant in possession or they under whom he claymes doe att the next Provinciaall Court to be held for the Province of Maryland the nineteenth day of June next ensueing appear to This  
 p. 668 Declaracon & make him or themselves Defendants thereunto And by rule of Court confesse Lease entry & Ejectm<sup>t</sup> & insist only upon the title, the Defend<sup>t</sup> in the Declaracon will confesse judgem<sup>t</sup> & possession will be delivered accordingly to the plaintiffe

To Richard Edwards tenant in possession                      Yo<sup>r</sup> friend  
 of the p<sup>r</sup>misses within menconed    James Moore

And the said Richard Edwards & Hannah his wife by George Parker their Attorney come & desire to be admitted Defend<sup>ts</sup> to try the title to the land & p<sup>r</sup>misses in the Declaracon menconed, & pray liberty to imparle hereunto untill the next Provinciaall Court & itt is granted unto them, the same day is giuen to the plaintiffes also

Afterwards to witt the Eighth day of Octob<sup>r</sup> in the second yeare of the Dominion of Charles Lord Baltemore &c Annoq<sup>3</sup> Doni 1667. came the plaintiffe by Christopher Rousby his Attorney & obtained an order of this Court which followes in these words viz<sup>t</sup> Came Ninian Beale by Christopher Rousby his Attorney & James Moore by George Parker his Attorney, but because itt appeared to the Court here that this action of Ejectm<sup>t</sup> was comenced by the said Ninian Beale as Lessee to the said Daniel Cuningham & Bridget this wife against James Moore the casuall Ejector And the said Richard Edwards & Hannah his wife being named Defend<sup>ts</sup> instead of the casuall Ejector to try the title to one Messuage & two hundred acres of land scituate lying & being on the Northern branch of Petuxent river being the North part of a tract of land late in the possession of John Potts deceased called Mount pleasant & being now in dispute between the said Daniel Cuningham & Bridget his wife & the said Richard Edwards & Hannah his wife And the Court findeing itt