

the great damage of him the said William Sparkes and against the peace &c and whereupon hee sayth hee is the worse and hath Damage to the Vallue of fifty Pounds sterl, and thereupon hee brings his suite Liber W. C.

Unlesse the Tennant in posession or they und^r whome he Claimes doe the next Provincially Court that is to say the the third day of June next appeare to this Declaracon and make him or themselves defts thereunto, and by Rule of Court Confesse the Lease Entry and Ejectment and insist onely upon the Title The deft in this Declaracon will Confesse Judgment, & posession will be delivered accordingly to the Plantiffe

To Philip Lynes Tennant in posession of the p^rmisses wthin Mentioned

And the said Philip Lynes by Christopher Rousby his Attorney Cometh and defendeth the force and injury when &c and Prayeth Liberty to Imparle hereunto untill next Provincially Court And it is granted unto him the same day is given to the Plantiffe Likewise p. 370

Att w^{ch} said next Provincially Court came the said partyes by their Attorneys aforesaid, and in the same Cause Itt is Ordered by the Consent of Robert Ridgely Attorney for the plt. and Christopher Rousby Attorney for Philip Lynes, That the said Philip Lynes should be admitted Deft, & that hee forthwith appeare and Receive a Declaracon, and plead to it the Generall issue, And at the tryall to be thereupon had The said Philip Lynes shall appeare in his prop sson or by his Attorney and shall Confesse Lease Entry and ejectm^t, or that in default thereof Judgm^t shall be Entred against the said Defend^t W^m Harbert the Casuall Ejecto^r, But all further prosecucon against him Shall cease untill the said Philip Lynes shall make default in any of the p^rmisses, And It is further Ordered by the Consent aforesaid that the said Philip Lynes shall not take any advantage against the Plantiffe for not prosecuteing upon the Tryall Occasioned by such default, but that the said Philip Lynes shall pay to the Plantiffe the Costs by this Court to be Taxed in this Cause, and Itt is further ordered that the lesso^r to the Plantiffe shall bee Charged wth the payment of the Costs to the deft If any be Adjudged to him, And Day is thereupon given unto the said partyes untill the Next Provincially Court

Afterwards To witt the fourteenth day of ffebruary in the ffifth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltimore &c Annoq; Dominj 1679 Came the said partyes by their Attorneys aforesaid, and this Cawse standing at issue ready for Tryall this present Court, but because Itt appeareth to the Court here that the same is an accon of Ejectment and that it is Comenced by the said William as Lessee to Henry Hardy against William Harbert Casuall Ejecto^r, and the said Philip Lines who is the party Concerned haveing named himself deft instead of the Casuall Ejecto^r