

he the s^d John his Appeale afd further prosecute but permitts the same to discontinue According to an Act of Assembly of this Province Entituled An Act to Limit the Continuance of actions in Severall Courts within this Province etc. Therefore by the Direction of the Said Court it is considered that the s^d James Crooke recover of the s^d John Hyde the Sum of pounds of tobacco adjudged him by the said Court for his Costs and [342] damages by him about his defence in that part expended According to the forme of the Statute in the like cases made and provided And the said John Hyde in Mercy And the said James Crooke thereof to have execution.

William Cumming } Clik

[DD] Charles Carroll Esq^r v [TB.] Thomas Wells Jun^r

Be it Remembred That here to fore To witt on the twenty first day of October Anno Domini 1719 were Transmitted from the high Court of Chancery on the prayer of Charles Carroll Esq^r to this Court the following proceedings Viz^t

To his Excellency John Hart Esq^r Governour of Maryland and Keeper of the Great Seale thereof Humbly Complaining Sheweth unto Your Ex^{ty} your Suppliant and daily Orator Thomas Wells jun^r of Prince George's County Planter. That y^r Orator is Seised in fee and fully possesst of a plantation and parcell of land lying in Prince George's County being the Northermost part of a Tract of land called Amptill Grange upon which he had made Some Considerable Improvements That a certain Charles Carroll Esq^r brought his action of trespass and Ejectment in the name of James Hosley his Lessee ag^t your Orator as Supposing your Orator's Improvements which he made on the said Amptill Grange to be included within the Bounds of a tract of land called Enfield Chace belonging to the s^d Charles Carroll Esq^r and not within the bounds of the s^d Amptill Grange That your Orator took defence of the same Improvements as being wth in the bounds of the s^d Land Called Amptill Grange which was Surveyed the Sixth day of Aug^t 1670 being long before the Survey of Enfield Chace and pleaded not guilty of the Trespass and thereupon a Resurvey was ordered to be made of the Same Land according to the practice of the Provincial Court in order to lay down and illustrate the pretensions of eah [sic] party [343] which was made by Benjamin Berry the Surveyour of the Said County who being Conscious of his own Unskillfullness or for other Reasons to your Orator unknown took to his assistance in the Survieing and platting drown [sic] of the s^d Lands James Carroll of Ann Arundell County Gent the Nephew of the same Charles and upon the return of Such Platt your Orator and the s^d Charles were at Issue That it appeared upon the s^d tryall that the Sole Scope of the dispute was concerning the first bounded tree of the land called Amptill Grange which by the originall Certificate of the s^d Land was mentioned to Stand by the side of Patuxent River Altho' in truth the same tree Stood Some Small distance