

and Ejectment af^d Gave in Evidence and proved to the Jury af^d on his part That well and true it is that the af^d James Warner was Seized as the Plaintiff before set forth of the af^d tract of Land and premisses and that the said James Warner made his last Will and testament wherein was Contained the Bequest and Devise given in Evidence by the Lessor of the Plaintiff But the said Def^t further gave in Evidence and proved to the Jury af^d that Johannah the Devisee was heir at Law to James Warner the Devisor and further proved that James Sewell Son and heir of Johannah Sewell the Devisee of Warner by bargain and Sale bareing date the fifth day of February Anno Domini Seventeen hundred Duly made Executed and Recorded as the Law requires which Deed follows in these Words Viz^t: This Indenture made the fifth day of February in the year of our Lord God One thousand Seven hundred Between James Sewell of Annarundell County Planter of the One Part and Phillip Howard the Younger of the said County Planter of the other Part Whereas the Right Hon^{ble}: Cecilius late Absolute Lord and proprietor of the Provinces of Maryland and Avalon Lord Baron of Baltemore etc: of Noble Memory by his Letters Pattent under his greater Seale Arms bareing date the twentyth [582] Day of June in the year of Our Lord One thousand Six hundred Sixty and Eight did grant unto James Warner late of the af^d County of Annarundell deced a Certain tract of Land in the said County called Warner's neck and Containing three hundred and twenty Acres which said James in his life time made over One hundred Acres thereof to Phillip Howard the Elder and to his heirs and one hundred Acres more to Samuel Howard and his heirs and by his last Will and testament in writing Devised the remaining One hundred and twenty Acres to Elizabeth his Wife dureing her life And after her decease to Johannah Sewell his Daughter and to her heirs whose Son and heir the af^d James Sewell is Now this present Indenture Witnesseth that the said James Sewell for and in Consideration of the sum of the sum of [sic] one hundred and ten pounds Sterling to him in hand paid or Seemed to be paid by the said Phillip Howard the Younger at or before the Ensealing and Delivery of these presents the receipt whereof the said James Sewell doth hereby Acknowledge And thereof and of Every part And parcell thereof he the said James Sewell for himself and his heirs doth hereby fully Clearly and Absolutely Exonerate Acquit and Discharge the said Phillip Howard the Younger his heirs and Assignes forever Hath given Granted bargained Sold Alien'd Enffeeoffed and Confirmed as by these Presents he the said James Sewell doth for him and his heirs give grant Bargain Sell Alien Enffeeoffe and Confirm unto him the said Phillip Howard the younger and to his heirs all the remaining One hundred and twenty Acres so as af^d by the said James Warner to his Wife Elizabeth for life Devised and after her Decease to Johannah Sewell his Daughter and to her heirs together with all and Singular the woods Underwoods Dewlling [sic] Houses out Houses Tobacco Houses Gardens Barns Stables Orchards Meadows pastures Fences Inclosures