

respect. We Command you that by Good and Lawfull men of Your Bailywick You Cause to be made known to the Said John Rhodes that he be before our Said Governo^r and Councill att the Town and Porte of Annapolis the 3^d Day after the End of the Next Provinciaal Court to be held in February next to hear the Record and Process aforesaid if to him it Seem Expedient and further to do and receive that which our Said Court Shall Consider in this behalfe and have you there the Names of those by whom to him you Cause to be made known and this Writt Witness our Trusty and Well beloved Francis Nicholson Esq^r our Cap^t Gen^l and Governo^r in Chief in and over our Said Province and Territory of Maryland this 16th day of November in the 9th Year of our Reigne etc. Annoque Dni 1697:

H: Denton Cl
Councill and Appea^t

Gouldsborrowh

On the back Side of w^{ch} writt of Sci: fac. was thus Endorsed Viz^t By Virtue of the within Writt to me directed. To his Ex^{cy} the Gov^r and his hon^{ble} Councill within Mentioned I Certify that I have made known unto the within Named John Rhodes That he be and Appear att the time and place within Mentioned if to him it Seem Expedient etc. before John Low and George Hadway Two good and Lawfull men of my Bailywick as this Writt Exacteth and requireth per me

Jan^{ry} 25th

Nic^o Lowe Sherr.

Robert Grundy ag^t John Rhodes

Reasons Assigned and Exhibited upon a Certain Writt of Error brought by Robert Grundy ag^t one John Rhodes upon a Certain Judgm^t Given by the Prov^l Court for the Said Rhodes ag^t the Said Grundy.

William Harris Lessee of Jn^o Rhodes brought Trespas and Ejectment Ag^t Robert Grundy and Declares upon a Lease made to him by the Said Rhodes of the Land in Question upon the [123] Tenth day of Aprill 1693 to have and to hold the Said Land to him the Said William Harris and his Assignes from the last day of february then last past before the Date thereof for three years and he Setts forth that he by Virtue of the Demise Entered into the Land and Premisses and was thereof possest and being thereof Soe Possest the Said Robert Grundy afterward to witt the 10th day of Aprill aforesaid in the Year af^d with force and Arms etc. into the Premisses aforesaid in and upon the Possession of the Said William did Enter and him the Said William from his farme af^d for the terme aforesaid not yet Ended did Eject etc.

1st It doth not Appear by this declaration when or what time the Pl^t Entered into the Land; for if he Entered the last day of febr^y or att any time after that and before the making of the Lease in the Decl^t Mentioned then his Entry was not Lawfull and Consequently the Entry of the Defend^t upon