

Ralph Elton att his owne Dwelling house in the presence of Messrs and
 Lawrence & William Gaskin, By Jonathan Librey Sheriff, We being
 read and heard the said Ralph Elton by Kouslin Esq. the Attorney
 prayeth liberty of speaking thereunto in the next Court, and it is granted
 unto. and the same day is given to both parties.

Afterwards to wit the fifth day of July in the Eight year of the Dominion of
 the Right Hon^{ble} Charles Lord Baltimore pr. James Downy 1653 came before
 Thomas Burford Attorney General for the said Lord Prop. as the said Ralph
 Elton by his Attorney aforesaid, and the said Ralph Elton by his said
 Attorney sayeth that neither the Letters Patents aforesaid granted by the
 said Right Hon^{ble} the Lord Proprietary aforesaid of the aforesaid parcel
 of land called Byrdon ought to be Revoaked or annulled or the said Land
 with the appurtenances be shewed into the hands of the said Lord Prop. or
 any parcel thereof protesting that the Letters Patents aforesaid was
 duly & legally granted and obtained, and that the matter intirely alleged
 in the said first fauad is insufficient to vacate the same, protesting also
 that the liors of the patents of the said Francis Duke in the said Sire
 said mentioned are the same as in the original Certificate first returned
 And that the original Certificate at the time of the grant, to y^e Ralph
 was and is free remaining upon record, and that the certificate of later return
 by the said Court is farre different from the same, and the oath to the same is
 according to the true intent of the original Survey twenty years after dole
 not nor ought not to Juvalid the truth of the said record or to vacate any patent
 of land taken up by direction of y^e same, & thereby clearing them of from the mis-
 = hazard of the Office then, of Survey for w^{ch} by Law it was answerable
 and if by Justice neglected shall not now take advantage of his owne act
 to the prejudice of another, Yett for plea sayeth that the said Land called Byrdon
 in the said first fauad mentioned was legally taken up and patented according to
 the conditions of plantation No former survey of the same nor title of any
 man appearing upon record, the said Ralph making good Rights for the said
 Land, & surveying the same by the Loppo Surveyor officer & Surveyor Directed
 instructed by the Loppo said Records of Land Office, Which by Law is full &
 sufficient record & instruction to the said Officer in Laying out Land for any
 portion in the Province according to conditions of plantation, and a sufficient
 for approval of the said Loppo in granting the same according to the conditions
 And that the said Land called Byrdon according to the conditions of plantation was
 so taken up and patented & not surreptitiously obtained by any s^{ch} false suggestion
 in the said first fauad mentioned Wee up hold yet are not, wee mat^r all and
 important suggestion ad to vacate the said patents, the said Loppo being in
 nothing thereby drawed or prejudiced in his title value or reputation, w^{ch} are
 intended for his proffite, only the said Francis in the said first fauad as aforesaid
 to be damaged Whose remedy lies by action at common law in the said name
 such by first fauad in the Loppo name Whereby ad a common p^rson the p^rincipales
 of those rights and priviledges were none by Law but the Loppo dole or
 ought to enjoy, and thus he is ready to av^r as the Court shall award
 (And)

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