the Barr of their Verdict and upon the premisses ags to render, whereas themselves to Commune did
recede, and afterwards to the barr for their Verdict in that part to render Returneth, Whereupon
the ags John Houston altho' Solemnly Called Cometh not nor is his will and declaration above said
further prosecuted against the said George Douglas &c.

Therefore it is Considered by the Court here that the ags John Houston take nothing by
his writt and declaration ags but that he and his pledges of Prosecuting to will &c. Doe and Richard Roe
be in mercy and that the ags George Douglas Plaintiff ags goe thereof without day &c. and further
it is Considered that the ags George Douglas recover against the ags John Houston
pounds of tobacco for his Costs and Charges by him about his defence in that
535 Part Sustained to the Same George by the Court here adjudged according to the form of the Statute
in Such Case Lately made and Provided and that the Same George have there of Execution &c.

Ff. Archibald Smith Exectr of Robert Ferrie
Dr. Jno. Leeper ---

Somersett County ss

John Leeper late of Somersett County Planter ab. dett John Leeper of Somersett County and province of Maryland Planter was Summoned to answer unto Archibald Smith Exector of the last will and testament of of Robert Ferrie ded. of a plea that he render unto him fifteen hundred pounds of tobacco and fifty barrells of Indian Corn which from him he unjustly detaines &c. And whereupon the said Archibald by Francis Allen his attorney saith that by a certain Indenture made at the County of Somersett ags within the Jurisdiction of this Court the Twenty Second day of May One thousand Seven hundred and twenty one between the ags Robert Ferrie in his Lifetime by the name of Robert Ferrie of Sussex County on Delaware in Lewstown Schoolmaster of the one part and the aforesaid John by the Name of John Leeper of Somersett County and province of Maryland Planter of the other part which said Indenture the said Archibald with the Seales of the Said Robert and John Signed hereunto Court brings the date whereof is the same day and year the said Robert in his said Lifetime did demise and to farm Lett unto the said John Leeper his heirs Exrs and administrators all that his the said Roberts Messuage and Plantation Named and Called Bon: -grove in Somersett County at the Seaside with all its Edifices Buildings Orchards woods and all and every his appurtenances thereunto belonging from the twenty first day of December then last past before date of the said Indenture for and during, and unto the full end and term of five years from thence ags fully to be Compleat and Ended yielding and paying therefore Yearly and each year unto the said Robert his heirs Executors admrs assigns or Certain attorney during the term ags the Just and full quantity of three hundred pounds of tobacco good sound merchantable tobacco and ten barrells of Good and Sufficient merchantable Indian Corn for the Yearly rent of the said Plantation at or upon the twenty sixth day of December Yearly and every year during the term of the said Lease at now Hill in Somersett County ags within the Jurisdiction ags as by the said Indenture more fully appears by Virtue of which Lease the said John the aforesaid twenty Second day of May in the year ags into the Messuage and plantation ags with the appurtenances did enter and was by the space ags in the Lease ags mentioned of the same possessed and fifteen hundred pounds of tobacco and fifty barrells of Indian Corn for