

Salbot County and Thomas Smithson of Dorchester County had upon their Petition to the Lord Baltimore's Council obtained an Order that they should have Liberty to take the said Land and have Patent for the same. which Land they accordingly surveyed and sold the same to a certain Thomas Hicks and others of Dorchester County for Recovery of which said Part of Land your Petitioner's Husband brought his Lease of Ejectment against the Tenant in Possession and the said Thomas Hicks took Defence upon him and non-suited your said Petitioner's Husband for want of Patent for the same to be produced in Court, as by the said Petition Report being thereto had will more at large appear — Upon reading which said Petition your Honours were pleased to order that the said Pet. should be thorum heard &c. Now your Petitioner prays that whereas your Pet. Husband died before his Petition was heard and determined, that your Honours would further order that considering her Incapacity she may be heard by her Council on Behalf of herself and her Orphan Children of her said deceased Husband and that Summons may issue to the said Thomas Hicks and others in Possession of the said Lands to appear before your Honours at such Time as your Honours shall appoint. And your Pet. as in Duty bound shall pray &c.

Which being read and the Council heard on both Sides, Debated and put to the Question whether the Right be in the Petitioner or Colo Smithson's Assigns? Carried by the Majority of the Right is in the Heirs of Howard. Resolved Leave be given to the Petitioner to bring in a Bill to restore the Orphans to their Right in the Land

The House adjourned till to Morrow Morning Nine o'Clock

Monday 30th October 1710

The House met according to Adjournment. Being called over were present as on Saturday, but Mr. Lee, Capt. Jones and Mr. Tyler, ^{absent} and Mr. Hemlock sick. Magalen Edmondson's Petition being read, and the Council on both Sides heard, and ordered to withdraw, the Matter in the Petition being debated, it's resolved the Petition be rejected.

Upon reading Captain Jacob Howard's Bond for Payment of three Bushels of Gallon for Rum &c. was ordered to be indorsed as follows Vizt. By the House of Delegates 30th Oct. 1710. It's resolved that Thomas Lane was not such an Inhabitant as would owe the Payment of the Duty but that he ought to pay the same. Signed by Order

Richd. Dallam C. Secy. Del.

Mr. Thomas Trisby and Mr. Matthias Vanderheyden Members for Cecil County enter the House and took their Places. Mr. Tyler enters the House.

Moved that a Bill be brought in to settle Baltimore County Court House at ~~the Town of~~ Joppa. Put to the Question whether it shall be decided by the Freeholders or not? Carried in the Affirmative. And Resolved that the Justices of Baltimore County Court at their next Court give Notice that the Freeholders meet at their old Court House next March Court and that Mr. Richard Colgate take the votes of all the Freehold that are for removing the Court House from Joppa, and Mr. Aquila Paia take the votes of all that are for continuing the Court House there? And