

liberty of speaking hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the p^t also Liber N N

Now here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̄ Doni 1678. came the said Edward by Robert Carville his Attorney aforesaid & offered himselfe ag^t the said Bernard Johnson in the plea aforesaid but the said Bernard although solemnly called came not but made default Therefore itt is granted by the Court here that the said p^t recover ag^t the said Defend^t his aforesaid terme yet to come of & in the Manno^r Messuage & land aforesaid with the apurtennces And also his damages by occasion of the p^rmisses sustained But because itt is not known to the Court here what damages the said Edward hath sustained by occasion of the p^rmisses Itt is therefore ordered by the Court here that a Writt of Enquiry of damages issue returneable the next Provinciaall Court.

Maryland ss

Tobitha Blanford aged about thirty yeares maketh Oath That M^{rs} Letchworth att the tyme that she first (being above five yeares since) came up the River to forewarne Bernard Johnson of from the land, she came to the Deponents house & brought Tobias Norton along with her, & after they had bin there a while, Bernard Johnson also came, to whom M^{rs} Letchworth said, I forewarne you before M^r Norton & W^m Mills, off from the land which you live on, that you may goe now p^rsently off from itt. Further the said Deponent saith, that she heard her late Husband W^m Mills deceased say, that he told Bernard Johnson that he thought there was no land in the Coscoes to take upp, & that therefore he needed not to putt himselfe to any charges about itt. Further the said Deponent saith, that the said M^{rs} Letchworth with M^r Norton & her said late Husband went over the Creek, & her said late Husband att his returne told her that Bernard Johnson had delivered to M^{rs} Letchworth possession of the land in the p^rsence of the aforesaid M^r Norton & himselfe, & afterwards became Tenant to M^{rs} Letchworth to whom he was to pay some corne for rent, & was to plant some trees, but how many the said Depon^t cannot call to minde, and further saith not. p. 645

Sworne in open Court 12th June 1678.

Roger Brooke of Calvert County gen^t aged forty yeares or thereabouts sworne saith

That about twenty five yeares since this Depon^t lived upon Aquasco als Brooke Court Manno^r being the land in question, & saith that the Creek called now Tothays Creek on which the Defend^t is now seated was then called Broad Creek being a very broad Creek, & was then accounted the uppermost bounds of Aquasco Manno^r by the people & his ffather & Servants & every body else that lived thereabouts.