

the Court by the Consent afores^d that the said Vincent Mansfeild Shall not take any advantage against the plt for not prosecuteing upon the Tryall occasioned by such default, but that the said Vincent Mansfeild shall pay to the p^lt the Costs by this Court to be Taxed in this Cause, and Itt is further Ordered that the Lessor to the p^lt Shall be Charged with the payment of the Costs to the def^t If any bee Adjudged to him

Liber W. C.

And the said Vincent Mansfeild by Nehemiah Blackiston his Attorney Cometh and defendeth the force and Injury when &c and saith that hee is not guilty of the trespas and Ejectment in manner and forme as wthin Declared and of this hee puts himselfe upon the Country

Att a Provinciaall Court held att st Maryes the Eighteenth day of february in the ffifth yeare of the Dominion of Charles Lord Baltemore &c Annoq Dominj 1679 Before his Lopps Justices thereunto Assigned

Came Justinian Gerrard by Robert Ridgely his Attorney, & Vincent Mansfeild by Nehemiah Blackistone his Attorney, and this Cause standing att Issue ready for Tryall this p^rsent Court, but because itt appeareth to the Court here that the same is an Ac^con of Ejectment and That it is Comenced by the said Justinian as Lessee to John Coode against Thomas Lomax Casuall ejecto^r and the said Vincent Mansfeild being named Defend^t instead of the Casual Ejecto^r To try the title to a parcell of Land now in the Tenure and possession of the said Vincent Mansfeild or his Assignes Containing one hundred Acres Lyeing in st Maryes County and parcell of st Clements Manno^r: Called Parsimon Pointe, and being now in Dispute between the said John Coode and Vincent Mansfeild, and the Court finding it necessary that the due Lines and bounds of the said parcell of Land bee surveyed and Laid out by some skilfull person according to the Originall survey thereof by the discession of the Neighbourhood that are most Knowing thereof, And that a faire Plott and Certificate thereof bee Returned to the next Provinciaall Court Soe that Justice may bee done to both parties, Itt is by the Court this day Ordred That John Manley gentl, bee and is hereby Especially appointed impowered and Comanded to Layout the aforesaid parcell of Land according to the Ancient meets and bounds thereof in the p^rsence of the sheriffe of st Maryes County aforesaid who is hereby Comanded & Impowered to sumon and Impannell a Jury of Twelve good Lawfull and honest men of the Neighbourhood to goe upon the said Land, and to sumon and Examine Witnesses upon oath that the truth of the matter may bee fully Discovered, And the said John Manley is hereby ordered to runn the Lines According to the Evidence then to bee given and the direc^cons of the Jury, and to Returne a Certificate of his proceedings herein and a faire Plot of the Lands in Qustion to the next Provinciaall Court to bee held at st Maryes the Eleaventh day of May next