Defendant and surveyor that the sheriff would attend on monday the 6th day of march next in order to proceed on the above business. —

Monday march 5th 1798. met agreeably to notice. Henry Bragonier and Mark Coil summoned and sworn as chain carriers, proceeded to run out the pretentions of the plaintiffs which being completed we proceeded to the beginning tree of Hazard. Henry Bragonier being duly summoned and sworn on the part of the Defendant deposeth and saytth. that about two years ago, this tree was shewn to him as the beginning tree of Hazard, by a certain Wm. Beall of Frederick county who at that time claimed the said land, and that he the said Bragonier at that time carried the chain round the said tract for the said Beall who had come for the purpose of having it surveyed. —

Adjourned till to morrow to meet on the part of the Defendant. —

Tuesday march 6th 1798. Met agreeably to adjournment. Henry Davis being summoned and sworn on the part of the Defendant deposeth and saytth. that he was present when the tree, that grew on this stump was bounded as the beginning of the land called The Grove surveyed for Thomas Mains, and that he this deponent carried the chain round the same for Col. Thomas Prather who was the surveyor that made the survey. — closed the above business. —

John Wagoner Aff

Whereupon the parties aforesaid by their attornies aforesaid pray leave of the court here to amend their platts and certificates returned to the court here in this cause, and to add thereto if necessary by the second tuesday of October next, and to them it is granted and the same are delivered to the sheriff and surveyor aforesaid for that purpose; Thereupon further process of and upon the premises aforesaid, between the parties aforesaid, by and with the consent of the said parties and their attornies aforesaid, and by order of the court here thereon is further continued until the said second tuesday of October next. —

At which said second tuesday of October being the ninth day of the same month in the year of our Lord one thousand seven hundred and ninety nine, comes again into the General court here, as well the aforesaid Paul Peaceable lessee of the aforesaid Robert Peter by his attorney aforesaid as the said Thomas Mains by his attorney aforesaid, and the said sheriff and surveyor of the county aforesaid, to whom the said platts and certificates were delivered to be amended, return the same to the court here as amended with the following proceedings and depositions, to wit. —

Robert Peters lessee vs Thomas Mains — General court. May Term 1798. — Ejectment.

Leave is given to the parties in this cause to amend and add to the platts. Notice was given to the parties of the execution of this survey that the sheriff and surveyor would attend at the house of Thomas Mains on monday the 5th day of August 1798. Monday August 13th 1798. Met agreeably to notice given and John Hutchinson and John Loader being summoned and sworn as chain carriers

adjourned till to morrow august 14th. — Tuesday august 14th 1798. Met agreeably to adjournment. James Mills aged about fifty years being summoned and sworn on the part of the Defendant, deposeth and saith these trees were shewn him by his father Jacob Mills as the bounded trees of a tract of land called Pipe Tomahawk that he has frequently since that time passed by them and taken notice of them. — closed the above business. John Wagoner Aff

Whereupon the parties aforesaid by their attornies aforesaid pray further leave of the court here to amend their platts and certificates returned to the court here in this cause, and to add thereto if necessary by the second tuesday of may next, and to them it is granted, and the same are delivered to the sheriff and surveyor aforesaid for that purpose; Thereupon further process of and upon the premises aforesaid, between the parties aforesaid by and with the consent of the said parties and their Attornies aforesaid, and by order of the court here thereon is further continued until the second tuesday of may next. — At which said second tuesday of may being the fourteenth day of the same month in the year of our Lord one thousand seven hundred and ninety nine, comes again into the General court here as well the aforesaid Paul Peaceable lessee of the aforesaid Robert Peter by his attorney aforesaid as the said Thomas Mains by his attorney aforesaid and the said sheriff and surveyor of the county aforesaid, to whom the said platts and certificates were delivered to be amended, return the same to the court here as amended, with the following proceedings, to wit.

Robert Peters lessee vs Thomas Mains — General court October Term 1798. Ejectment.

Leave is given by the court to the parties here, to amend and add to the platts returned in this cause, on the 5th day of march 1799. Notice was given to the parties that the sheriff and surveyor would attend at the house of Thomas Mains on the third monday of april next in order to proceed on the above business. —

Monday the 15th april 1799. The sheriff attended at the house of Thomas Mains and adjourned till Monday the 29th instant to meet at the house of Thomas Mains, of which the Defendant and Denton Jacques agent for the Plaintiff had notice. — Monday 29th april 1799. The sheriff attended agreeably to adjournment. James Mills summoned as a witness for the plaintiff. The surveyor not attending for want of instructions, closed the business. —

John Wagoner Aff

Whereupon the parties aforesaid by their attornies aforesaid pray further leave of the court here to amend their platts and certificates returned to the court here in this cause and to add thereto if necessary by the second tuesday of October next, and to them it is granted, and the