to a locust in the bend of the fence this deponant asked him what was the reason he did not put a straight fence Mr. Bosley said he put it there and if it did not please Mr. Tolley he would put further up for he said his right line went between Mr. Tolleys barn and fence and that Mr. Bosley said Mr. Tolleys was the oldest survey. — Question by Pltff. Did you not understand from Mr. Bosley that he claimed the land which lies to the northward of the fence you now shews up to or nearly as high as Mr. Halls barn which you now see, this deponant answered he heard him say the line came below the barn. — Question by the Pltff Did you not understand Mr. Bosley that the line run near the barn this deponant answered that he did, and further saith not. — Taken on the Survey this 25th Septr 1798. on part Pltff,

John his X mark Wells

James Gittings Lessee
against
Aquila Hall

The deposition of Thomas Nichols aged about 58 years being sworn on the Holy Evangelist of Almighty God deposeth and saith that at a near the place now shewn the Sheriff and Surveyor, run a fence, of Thomas Gittings the present plaintiffs father then in possession of a tract of land called Thompsons Choice and further saith not. — Taken on the Survey this 26th Septr. 1798. on part Pltff. Thomas Nichols —

James Gittings Lessee
against
Aquila Hall

The deposition of Thomas Nichols aged about 58 years being sworn on the Holy Evangelist of Almighty God deposeth and saith. that about near the place now shewn the Sheriff and Surveyor stood Thomas Gittings the Plaintiffs father corn house and he was at that time in possession of the tract of land called Thompsons Choice. — Question by plaintiff; did not Thomas Gittings fence at that run to the west and south west of the place now shewn by you a considerable distance this deponent answers it did one hundred yards or more and further saith not. — Taken and sworn to on the survey this 25th Septr 1798. on part Pltff. Thomas Nichols

James Gittings
against
Aquila Hall

The deposition of Thomas Nichols the second about fifty eight years of age being sworn on the Holy Evangelist of Almighty God deposeth and saith that about forty five years ago a certain James Moore and Sutten Sycamore shewed this deponent the place which he now sheweth the Sheriff and Surveyor to be the beginning of my Lord Baltimores manner this deponant also saith that about sixteen or seventeen years ago Mr. Tolly had a commission and this deponant was chain carrier and at

beginning of Mr. Tolly land this deponent was a Witness and prove the begining by the name of Cullens Lot but Mr. Tolley ask this deponent if he could not prove it by the name of Tolleys Purchase but this deponent made reply that he never heard any other name for it but Cullens Lot, but Mr. Tolley intimated that he was running Tolleys Purchase this Deponent also saith that the Surveyor run the first line of said land and ended at the place now shewn as above and that the Commissioners set up the stone in the presence of this deponent and Mr. Tolley being asked by the Defendant whether he ever heard Mr Tolley say that this place was the second boundary of Tolleys purchase or not and this Deponent saith not. being also asked whether he ever heard Mr. Moore or Mr. Sycamore say whether the stone where he now sits was the begining of my Lords Manner or not and this deponent saith he did not, and further this Deponent saith not, — Taken and sworn on the Survey this fifth September 1798. — Thomas Nichols —

James Gittings Lessee
against
Aquila Hall

The deposition of John Boulden who being duly sworn on the Holy Evengelist of Almighty God deposeth and saith that in the month of May 1797 he this deponant was surveying the lands under an order from the Chancellor in a caveat of Aquila Hall against James Gittings Junr. and that he laid down a tract of land called Double Purchase begining at a stone now shewn to the Sheriff and Surveyor and located a white oak tree also now shewn to said Sheriff and Surveyor proved by Thomas Nichols as standing at the manner line and was also shewn by Mr. Hall, (as the deponent understood) to stand on or near the said manner line and further saith not. — Taken and sworn to on the survey the sixth day of September 1798. —

John Boulden

James Gittings Lessee
against
Aquila Hall

The deposition of James Gittings of Thomas aged about years being sworn on the Holy Evangelist of Almighty God deposeth and saith that at the time Mr. Bosley sold Capt. Buchanan the land part of Hill Forrest. they run the line nearly as the fence now shewn the Sheriff and Surveyor now stands and this deponent saith they run on the north side of the said fence and this deponent further saith at the time they were running the said lines Mr. Bosley told Capt. Buchanan could recover more lands to the northward of said fence. — Question by Pltff. Did you never in conversation with Capt. Buchanan understand from him that he conceived himself entitled to some land to the northward of this fence, this deponent answered that he did, in consequence of what Mr. Bosley told him and further saith not, Taken and sworn to on the survey this 26th Septr 1798. on part Pltff. —

James Gittings of J.