to whom the said platts and certificates were delivered to be amended, return the same to the court here as amended with the following deposition, to wit

James Gittings Jun.r Lessee
against
Aquila Hall

The deposition of David Clarke aged sixty two years and upwards being first sworn on the holy Evangells of almighty God in the presence of the Sheriff Surveyor and Defendant in the above cause deposeth and saith that some time about the year seventeen hundred and seventy five he this deponent (then being a deputy under James Calder Esq.r Surveyor of Baltimore county) was applied to by James Bosley and James Gittings the Plaintiff in this cause to survey for them a parcel of land lying in Baltimore county between the line of the Gunpowder Manno and the north east line of the land of Walter Tolley that this deponant did then actually run the line of said manno from the beginning to the second boundary as shewed to him that he actually run the north east lines of Mr. Tolleys land and made out the said survey, beginning at the beginning of said manno as shewed to him which to the best of his recollection was at (or near) the place he now shews the Sheriff and Surveyor and run the first line of said survey north east for a long distance and took in all the land at that time between the lines of Mr. Tolleys land and the manno line except a small part said to be in some other persons survey or survey that the land was called Partnership and that this deponent made out a certificate of survey for the same and delivered it to one of the parties to deliver to James Calder Surveyor that James Gittings the plaintiff in this cause was present at, and gave directions about the said survey during the time the defendant was executing the same, and further this deponent saith not. – Taken this 20th day of february 1800. David Clarke

And this cause standing ready for trial. – Therefore let a Jury thereon appear before the court here immediately, by whom and so forth, and whom neither and so forth, to recognize and so forth, because as well and so forth, who being called come that is to say, James Neale of James, Nathan Braconer, John Neptune, Bruce Selby, John Gwinn, Anthony Simmes, Henry Williams, Rezin Estep, Nathaniel Washington, John Wallace, William D. Taylor and John Watts, who being duly elected tried and sworn to say the truth in the premisses upon their oath do say that the said Aquila Hall is guilty of the trespass and Ejectment aff.d in manner and form aforesaid, as the aforesaid Henry Goodright Lessee

of the aforesaid James Gittings within against him hath complained. – Therefore it is considered by the court here that the aforesaid Henry Goodright Lessee of the aforesaid James Gittings recover against the said Aquila Hall his term aforesaid, yet to come and unexpired of in and into fifty acres of arable land, ten acres of meadow, and one hundred acres of Woodland, being part of a tract of land called Hills Forest, situate in Baltimore county aforesaid, with the appurtenances, so as aforesaid by the Jurors aforesaid found and that he have thereof his possession against the said Aquila Hall and so forth, and it is also considered that the aforesaid Henry Goodright lessee of the aforesaid James Gittings recover against the said Aquila Hall the sum of two hundred and thirty eight dollars and fifty eight cents and the quantity of eighteen thousand four hundred and seventy six and three quarters pounds of Tobacco by the court unto him the aforesaid Henry Goodright Lessee of the aforesaid James Gittings on his assent adjudged for his costs and charges by him about his suit in this behalf laid out and expended and the said Aquila Hall in mercy and so forth. –

Memorandum. Before the Jurors aforesaid with drew from the bar of the court here, the said Aquila Hall by his attornees aforesaid filed in court here, the following Bills of Exceptions to wit. – – – –

Gittings vs Hall. – On the trial of this cause the Defendant offered and gave evidence to the Jury to prove that Walter Tolley was in the actual possession by inclosure of the land contained within the fences located on the annexed plat from black X to red 7. 8. 9. 61. 60 to X claiming the same as his own, at the time Bosley executed the deed to Buchanan.

This Indenture made this seventeenth day of June in the year of our Lord, seventeen hundred and eighty four Between James Bosley, son of Charles of Baltimore county farmer of the one part, and George Buchanan of same county Gentleman, of the other part, Witnesseth that the said James Bosley for and in consideration of the sum of three thousand three hundred and forty pounds five shillings current money to him in hand paid by the said George Buchanan, the receipt whereof is hereby acknowledged, and himself therewith to be fully satisfied and paid, hath granted bargained sold released, aliened, enfeoffed and confirmed and by these presents, doth grant bargain sell release, alien, enfeoff and confirm unto the said George Buchanan his heirs and assigns all that part of a tract of land