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No. 8. John Delinger being duly summoned and sworn on the part of the plaintiff, deposeth and saith that he assisted in cutting the ditch shewn to the Sheriff and Surveyor, and that the hands engaged in cutting the said ditch, appeared to be principally under the direction of Matthew Vanlear who was then present, and directing the course which the said ditch should run.

No. 9. Jacob Ridenour, being sworn saith that the channel now shewn is the original course of a stream which he known for fifty years, and that he has frequently seen it dry, in the latter part of the summer in dry Seasons, that the Water from whence this channel was supplied, run in Wet Seasons, only when the Sink hole alluded to by M. Nichols would not receive it, and that he never had any knowledge of this channel before the Water was turned by Wolgamot to run to his Mill.

No. 10. Daniel Bowman aged about 46 years, being duly summoned and sworn on the part of the Plaintiff, deposeth and saith that the channel now shewn to the Sheriff and Surveyor is the original channel of a Stream which he has known for about thirty years, and that he has never seen it dry, since the Sale of Salisbury, which is about thirteen Years ago, and that he had no knowledge of the channel above lot No. 5.

No. 11. Gabriel Friend aged about 44 years, being duly summoned and sworn on the part of the Plaintiff, deposeth and saith, that the channel now shewn is the original Course of a stream which he has known for about thirty five Years, that he is acquainted with the channel as far up as Sharrack's Mill and that he has not known it to be dry for about thirteen Years, or since the Sale of Salisbury, and that he has frequently before that time assisted Wolgamot in turning the Water towards his Mill.

No. 12. Jacob Friend aged about thirty eight years, being duly summoned and sworn on the part of the Defendant, deposeth and saith that he has known the channel, now shewn for about twenty five years, and that he has known the Stream as frequently dry in that time, as with Water in it; that the original name of the run was blick it a Clack.

Adjourned until to morrow morning at 8 O'Clock, to meet at the Stone set up at the Corners of lots No. 4. and 5.

Thursday August 8th 1805 Met agreeably to adjournment, John Sharrack discharged as a pole bearer and Frederick Delinger, summoned and sworn in his place.

No. 13. Daniel Bowman being duly summoned and sworn, deposeth and saith that the spot now shewn, where those logs are, is the same whereon a house stood, in which George Davis resided about thirty Years ago.

No. 14. Gabriel Friend being summoned and sworn, saith that the Spot where those logs (now shewn) are, is the same whereon a house stood in which George Davis resided about thirty years ago.

No. 15. Matthew Nichols, being duly summoned and sworn, saith that this Spot where those logs are is the same whereon George Davis built a house, which he this deponent helped to raise about thirty seven Years ago, and which Davis afterwards resided in; being again Sworn,

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saith that some where within a few feet of this Spot, shewn to the Sheriff and Surveyor, there stood a house where George Davis built and resided in about forty five years ago, and which he this deponent assisted in raising, and that the stream of Water mentioned by him before, run to the north of this spot.

No. 16. Daniel Bowman being sworn, saith that within a few feet of this place now shewn, there stood a house, which Isaac Perkman lived in about thirty five years ago, and that the Water Course which he mentioned before, in his deposition of yesterday, run to the north of this spot.

No. 17. Gabriel Friend being sworn, saith that some where within a few feet of this spot now shewn, there stood a house which was occupied as a Stable about thirty Years ago, and that the Water course mentioned in his deposition of Yesterday, run to the North of this Spot down by Paul Hoye's.

No. 18. John Delinger being sworn, saith that the Dam which leans the Water into the ditch, cut by the hands of Matthew Van Sear was made previous to the lanning of the Water into the said ditch, and that the hands engaged in cutting the said ditch were Jacob Stone, Adam Hoover and two of Mr. Van Sear's negroes.

No. 19. Daniel Bowman further saith, that this Stream which he this Deponent mentioned before, he has always known by the name of Salisbury run, and that he never heard of any other name for it.

No. 19. Gabriel Friend being sworn, saith that the stream he mentioned before, he has known by the name of blick it a black and Salisbury run, and that he does not know which was the original name of the said run.

No. 20. Matthew Nichols being sworn, saith the line dividing the land formerly owned by Michael Peters and Mr. Hoye, runs within a few feet of this Spot now shewn, and that the Water from Michael Peter's Spring, run through this Spot, and that he has allways understood that said stream has been called Peter's run.

No. 21. This Deponent further saith that the Spring now shewn he has allways known by the name of Peter's Spring, and that in Company with Michael Peter, he opened the channell which had been turned by Wolgamot, and that after it was opened, this Spring became fresh, and that when Wolgamot turned the channel, he has often known this Spring dry.

No. 22. This Deponent further saith, that he has known this Spring now shewn for upwards of forty Years, and that he has generally known it by the name of Coach's Spring.

No. 23. Daniel Bowman being sworn, saith that this channel now shewn, is the Spot where the stream of Water commonly called Salisbury Stream, run along down by the house of Paul Hoye, and that he has frequently seen it dry, but not since the Sale of Salisbury (except since the dam was made, said to be erected by Matthew Van Sear.

No. 24. Gabriel Friend being sworn, saith the channel now shewn, he has always known to be the Original channel of a stream commonly called blickit a black or Salisbury run, which