subscribe my name and affix the seal of the said Court of Appeals this Twenty third day of July in the year of our Lord one thousand Eight hundred and Eleven and in the thirty fifth year of the Independence of the United States of America

Th Harris Junr. Clk. Cr. Appls Ms.

Thereupon the said Timothy Pickering Lessee of the said John Shields by Luther Martin and Beene S. Pigman his attornies and the said Peter Miller by Roger B. Taney and Arthur Shaaff his attornies appear here in Court whereupon the parties aforesaid by their said attornies pray leave of the Court here to amend the plots and certificates in this cause and to add thereto if necessary by the first Monday in February next and to them it is granted thereupon further process of and upon the premises aforesaid between the parties aforesaid by consent of the said parties and their attornies aforesaid and by order of the Court here thereon is continued until the first Monday of February next At which said next Court to Wit the first Monday of February in the year of our Lord one thousand Eight hundred and Twelve come again into Frederick County Court here as well the said Timothy Pickering Lessee of the said John Shields by his attornies aforesaid as the said Peter Miller by his attornies aforesaid whereupon the parties aforesaid by their attornies aforesaid pray further leave of the Court here to amend the plots and artificates in this cause and to add thereto if necessary by the first Monday of August next and to them it is granted whereupon by consent of the parties aforesaid by their attornies aforesaid it is agreed that any depositions taken before a Justice of the peace upon ten days notice being given to the adverse party or their Counsel shall be read in Evidence on the trial of this cause provided that the attendance of the Witnesses whose depositions are taken cannot be obtained on account of the sickness death or absence out of the State of the said Witnesses. and on motion of the said Timothy Pickering Lessee of the said John Shields by his attorney aforesaid leave by the Court here is given unto him

to enlarge the Term of his demise in his declaration aforesaid which is done accordingly thereupon further process of and upon the premises aforesaid between the parties aforesaid by consent of the said parties and their attornies aforesaid and by order of the Court here thereon is further continued until the first Monday of August next - And now here at this day to Wit the first Monday of August in the year of our Lord one thousand Eight hundred and Twelve comes again into Frederick County Court here as well the said Timothy Pickering Lessee of the said John Shields by his attornies aforesaid as the said Peter Miller by his attornies aforesaid and the Sheriff and Surveyor of the said County to whom the said plots and certificates were delivered for the purpose of amending or adding thereto if necessary return the same to the Court here as amended with the following depositions to Wit

John Shields Lessee vs Peter Miller

December 9th 1811.

Henry Brawner aged about 63 years after being duly sworn deposeth and saith that at a stake now drove in the ground near two small marked white oak trees is the place where Lawrence Brengle made
No 1. the end of the third line of Carrollsburgh when run by him upwards of 15 years ago he further saith that he always understood that the said Brengle run the lines of Carrollsburg at that time by 1/2 allowance for variation.

He further deposeth and saith that the meadow now shewn by him was enclosed and held in possession by Joseph Harris and
No 2. claimed by him as a part of Harriss delight ever since he can remember and that it has always been held and claimed by him and those claiming under the said Joseph Harris ever since he can remember to the present time

He further deposeth and saith that about 40 years ago a line of fence stood
No 3. on or near where the left hand fence now stands adjoining the main road leading from Creagers Town to Emmitsburgh and that the said fence has always been repaired and kept up upon the same ground from that time to the present day but that he does not know whether it was a dividing fence between any of the plantations on Carrollsburg or not

- He further deposeth and saith that from the place now shewn him