thereupon on the motion of the said John Fairclaim Lessee as aforesaid by his attorney aforesaid, it is ordered by the court here that the writ of the State of Maryland of warrant of resurvey issue in this cause, and the same accordingly issues, directed to the Sheriff and Surveyor of Anne Arundel county in form following to wit. "Anne Arundel county sc. The State of Maryland to the Sheriff and Surveyor of Anne Arundel county Greeting. Whereas at a county court, begun and held at the City of Annapolis in and for Anne Arundel county on the third Monday of October in the year of our Lord one thousand eight hundred and twenty six, it was so far proceeded in a certain plea of trespass and ejectment in the said court depending, between a certain John Fairclaim Lessee of Allen Thomas plaintiff and certain Samuel Godfrey, Joseph Hardesty, John Scott, Cassandra Gafaway, Isaac Sams and Nathaniel Ellicott defendants, that it was considered absolutely necessary for the better information of the said court and the Jury in the truth of the premises that all that tract or parcel of arable land situate in the county aforesaid called The Valley of Oven containing one thousand acres be carefully resurveyed and laid out, according to the ancient metes and bounds thereof, as in the original certificate of survey thereof is expressed, to the end that the said lands in controversy and the claims and pretences of both parties may more plainly and indifferently appear to the court and Jury. Therefore you the said Surveyor in the presence of you the said Sheriff are hereby commanded carefully to resurvey and lay out, as well the said lands in dispute as any other land adjacent thereto, which shall be thought necessary by the said plaintiff or defendants to be laid out for the better illustration of the matter according to the claims and pretensions of the plaintiff in the presence of the defendants, if they being summoned, think fit to be present, and without any interruption of them the said defendants, or if absent notice to be left at their place of residence or last place of abode, and likewise survey and layout the same lands in dispute as aforesaid according to the claims and pretences of the defendants in the presence of the plaintiff if he being summoned think fit to be present, without any interruption of him the said plaintiff or if absent notice to be left at his place of residence or last place of abode. And you the said Sheriff are hereby empowered to examine upon oath any witness or witnesses that by either of the said parties shall be produced in relation to the same, and you the said Sheriff are hereby ordered to give both the said parties thirty days notice before the day of the execution of this writ. And you the said Surveyor are hereby commanded to return five fair certificates and plots therefore drawing the pretences of the plaintiff in black lines, and the pretences

of the defendants in pricked lines, as well under the hand and seal of you the said Sheriff as you the said Surveyor, to the said county court to be held at the City of Annapolis on the third Monday of April next, that the said court and Jury being rightly informed of the truth of the premises may further proceed therein as justice appertains and so forth. Witness the Honorable Thomas Beale Dorsey Esquire Chief Judge of the said court the sixteenth day of October in the year of our Lord one thousand eight hundred and twenty six. Issued the 12th day of February 1827.

Wm J Green Clk.

A C Meagruder attorney for the plaintiff.

R Johnson, Wm Gwynn, & Chas S. Dorsey attornies for the defendants.

And thereupon the same day is given to the parties aforesaid there and therefore. And which said third Monday of April being the sixteenth day of the same month in the year of our Lord one thousand eight hundred and twenty seven, come again into the county court here as well the said John Fairclaim Lessee as aforesaid by Alexander C Meagruder and Thomas S Alexander his attornies, as the said Samuel Godfrey, Joseph Hardesty, John Scott, Cassandra Gafaway, Isaac Sams and Nathaniel Ellicott by their attornies aforesaid, and the Sheriff and Surveyor of the county aforesaid to whom the said warrant of resurvey was in form aforesaid directed make return thereof to the court here with five plots and certificates thereto annexed with the following depositions taken before them to wit.

Allen Thomas's Lessee vs Samuel Godfrey & others	No 1 Trespass and Ejectment in Anne Arundel county court.

The deposition of Joseph Holland aged about 50 years first being duly sworn on the Holy Evangely of Almighty God, deposeth and saith, at or near the place or spot which he now sheweth the Sheriff and Surveyor, some time in year 1810 or 1811 Mr Mooney and Mr Hanson had the Valley of Oven surveyed by Mr Baker and commenced to run from the said place or spot, which was then shown by John Ellicott since deceased, and George Ellicott as the third bounds of the Valley of Oven, and further this deponent saith not. Sworn and subscribed to on the part of the plaintiff this 26th day of March 1827. Joseph Holland.

Sworn before

James S Dorsey Sy Shff

Jno. W Duvall Sur. A.A.C.

Allen Thomas's Lessee vs Samuel Godfrey & others.	No 2. Trespass and ejectment in Anne Arundel county court.

The deposition of Edward Gray aged about fifty years being first duly sworn on the Holy Evangelists of Almighty God, deposeth and saith, the place or spot which he now sheweth to the Sheriff and