boundaries, that they did apply to Gaspaway, who did show what boundaries Mr Howard wanted to see, and that he recollects he showed the third, and that he recollects that the Messrs Ellicotts was present on the survey at different times, and was present at the third boundary and that the third line of the said tract was run to the falls to the south of a small branch to the best of his recollection, and further saith that the Messrs Ellicotts were dissatisfied with the running on account the variation, and further saith that a part of the Valley of Owen was laid off at the request of the Messrs Ellicotts as he understood the Messrs Ellicotts wanted to purchase a part, and that he never heard of Mr Dorseys running out of this tract of land, and further this deponent saith not. Sworn and subscribed to on the part of the plaintiff this 5th day of Septr 1827. Allen Dorsey.

Sworn before. James I Dorsey Dy Shff A. A county.
Jno W Duvall S. A. A. C.

Allen Thomas's Lessee vs Nathaniel Ellicott & others.	No 311 Trespass and ejectment in Anne Arundel county court. The deposition of William G Mellew aged about 53 years first being duly sworn on the Holy Evangelist of Almighty God deposeth and saith the Sliting Mill went into operation on the 1st day of April 1807, and that he was clerk in the mill at its commencement, and further saith that Mr Gaspaway his father in law had charge of the wood cutting of Mr Dorsey, on the tract of land called the Valley of Owen, and further saith he does not believe that Mr Gaspaway had a general knowledge of the boundaries of land excepted the tract called Benzons Park and those adjoining it, that he was a very old and infirm man when he became acquainted with him, and that the Valley of Owen as shown him by Mr Gaspaway he supposes run to the south of the intersection of the present fences about two hundred yards and south of the 3d boundary of Benzons Park and at the corner of the wood cutting of Mr Dorsey wood, and further saith about fifteen feet north of the stump which stump he showed as the boundary of the Valley of Owen was a stone heap, which was the corner of the wood cutting of Mr Dorsey as shown this deponent by Mr Gaspaway deceased, which stump he supposes was cut down about five years previous to Mr Gaspaway showing it, from its appearance, which was in the year 1812/13 that the bark was remaining on the said stump at the time which it was shown to him, that it was about two years before Mr Gaspaways death, that he believes Mr Gaspaway was between eighty seven and ninety years old when he died, and further saith that he is in possession of a book which will show the time of

Mr Gaspaways death, and further saith that in the present Merchant Mill that there is three run of 7 feet burs, one pair of rubbers 2½ feet in diameter and 18 inches thick, and that they require as much water as one pair of 7 feet burs and that there is a pair of stones for grinding offal the size he does not know, that the present machinery is much heavier than that used in the old mill, and further saith that in the old Merchant mill there was three run of burs of 7 feet and one of five in diameter and that this mill was burnt down in the year 1809, and that the present country mill was built on the remains and runs two pair of 7 feet bars that he was born in Pennsylvania and came to Maryland to live in the year 1807 and further saith in the year 1808 John O'Holliday wanted to buy the Valley of Owen and called on Mr Gaspaway to make inquiry about it who informed Mr Holliday that the beginning was down and lost many years, and that he never knew any thing about the beginning, and further saith the post also which he showeth was shewn to him by Mr Gaspaway repeatedly is the boundary of the Valley of Owen and further saith the land around Sams house including the wood to the south of the house and without the old enclosures was in the possession of the Mr Ellicotts when he came to Maryland and have remained in their possession ever since, and that the Ellicotts cut timber repeatedly for the repairs of the country mill and other purposes along down the falls and up the hill to the pines which he now showeth and outside of the enclosures down to the land called Little Worth, and further saith that the land was cut and coaled on where he shows it before he came to Maryland, and that the fence runs over a coal pit and now runs near the beginning of the fence, and that cutting from appearance was near the fence until it crosses the first branch, and then he does not think it was within 5 or 6 rods, which is opposite the place shown by Johnson Balderston, where the wood was cut, and further saith he does not know whether the coal pit that he speaks of above Dorsey had done or not as there is many to the north, and further saith he never heard of Mr Dorsey heirs claiming any part of the Messrs Ellicotts meadow, the land where Sams house stand or any part of the wood land from Grays Dam to the top of hill, and further saith that he does not think that Otho White was competent to give testimony his eye sight being very bad and his head considerable affected at times for about six years before his death, and he believes that he was about seventy three or four years old when he died, and further saith he did not know William Peg, but frequently heard of him and understood from different persons that he was a connett, and further saith some short time after Otho White was on the Valley of Owen he was in Ellicotts Store and he heard him tell Nathaniel Ellicott that he was taken on the Valley |