to his father at that time, and that it was up to the line of the Valley of Owen, as the fence nearly now runs, that Saml Godfrey owned the land adjoining this land and made use of it, and that Saml Godfrey bought this land of his father, and has made use of it ever since, and likewise he has use Timber & Rails ever since, that the recollects about the same time that old Bartholomew Balderston use and cut off the land now owned by Scott Hardesty and Hinsons, that he Balderston cultivated the cleared land, that Bartholomew Balderston cleared nearly all of Hardestys Lot, that Balderstons line run below his fathers land and with the line of the Valley of Owen and he cut and coaled over the branch up to the Valley of Owen, and that his fathers land run with the line of the Valley of Owen, that his fathers land was called at this time Bridgetown, and afterwards resurveyed it, and called it Jefferson, that he knows the tract of land called Littlewith, that it was formerly in the possession of Mr Edward Dorsey about 30 or 35 years ago, that the said tract of land was sold by his trustees to Thomas Gibbons about fifteen years ago, that Gibbons sold one half of the land to Saml Randall and that Gibbins and Randall have occupied and use the same ever since, that he is acquainted with the slipe of land between the Valley of Owen and Littlewith belonging to the Messrs Ellicotts, that about 15 years ago he assisted in cutting wood and hewing timber on the land for Messrs Ellicotts, and that they have use it ever since, they owned it as low down as Peggs house, being crossed examined by the Pltffs counsel, that they have exercised acts of ownership over that land about 25 years, that he always understood that this lime was taken up by the Messrs Ellicotts as vacant land, that affirmant never heard any person say he claimed it, that he never heard any other person claiming it except the Ellicotts, that a part of the land is cleared by Randalls house and Peggs, that he never knew or heard of anyone cultivating it, that he never heard of Mr Dorseys claiming it, that as far as he knows, that it always laid waste and uncultivated and unoccupied until taken up by the Ellicotts, that he does not know of any person cutting or taking wood off until taken up by the Ellicotts, that it appears that a small part of the land near Peggs has been cleared and cultivated, but he never heard by whom, that it appears to have been cultivated before the Messrs Ellicotts took it up, he supposes, about half an acre, that he does not recollect to have seen a coal hearth on the land, that he has no recollection of any person cutting timber on the land except the Ellicotts and further saith not.

Subscribed on the part of the defendants this 3d day of Augt 1828.

Denis Read

affirmed before.

James I Dorsey Dy Shff.
Jno H Duvall Clr.

Allen Thomas's Lessee
vs
Nathaniel Ellicott & others.

No 49. Trespass and ejectment in Anne Arundel county court. The deposition of Joshua Young aged about 67 years first being duly sworn on the Holy Evangelists of Almighty God deposeth, saith that the old Mill dam which was a little above the present Dam was built about 55 years ago, that the present dam has been built since but at what time he cannot say, that the old dam, race and old mill was built about the same time, as well as the saw and country mill, that the plaster mill was built afterwards, that Saml Smiths house and tan yard has been built about 30 years, that the house at present occupied by Dr Denny has been built about 20 years or upwards that the house now occupied by Sarah Ellicott about 40 years, that George Ellicotts house has been built about 35 years, that the saddlers shop has been built about 32 or 33 years that the blacksmiths shop has been built about 14 years, that the coal house at present occupied as a wheel right shop about 17 years, that the stone barn he supposes has been built about 25 years, that the stone house has been built about 30 years, that John Ellicotts old house has been built about 50 years or upwards, that the old tanned house has been built about 50 years, that the present Merchant Mill about 19 years, that the country Mill was built in 1771, during the whole of this time the Ellicotts has been in the peaceable and uninterrupted possession of the whole of this property, and he never heard of any claim being set up to it except the present by Dr Thomas, being crossed examined by Plaintiff, that the old merchant mill and country mill was under the same roof, and was built at the same time, that this mill contained four pair of stones, two for merchant and two for country, that the present country mill runs two pair of stones and was rebuilt about 19 years ago on the site of the old mill, which was built in the year 1771 and afterwards burnt down, and further saith not. Sworn and subscribed to on the part of the defendants this 7th day of August 1828.

Joshua his + mark Young

Sworn before.

James I Dorsey Dy Shff
Jno H Duvall A. S. S. C.

Allen Thomas's Lessee
vs
Nathaniel Ellicott & others.

No 50. Trespass and ejectment in Anne Arundel county court. The deposition of James Stewart aged about 80 years first being duly sworn on the Holy Evangelists of Almighty God deposeth, saith, that he was present when William Gwynn made the resurvey on the Valley of Owen in 1817 and carried the chain, that he saw the stakes planted in the places where now stands the stones marked G.O. No 1 G.O. No 2