appertains and so forth. Witness the Honorable John Stephen Esquire Chief Judge of the first Judicial District the 16th day of August 1834. Issued the 20th day of August 1834.

J. N. C. Atty for plaintiff A. S. and B. G. H. for Defendant.

Co. Harris, Clk.

And thereupon the same day is given to the parties aforesaid then and there and so forth:- At which said first Monday of March being the second day of the same month in the year of our Lord one thousand eight hundred and thirty five and the day of the return of the aforegoing warrant of resurvey comes again into the County Court here as well the said John Denn lessee as aforesaid by his attorney aforesaid as the said Eleanor Ellis by her 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 that they had in virtue of the said warrant of resurvey proceeded to execute the same, but that they had not been able fully to complete the said survey as by the said warrant they were commanded and the said John Denn lessee as aforesaid files in Court here the following affidavit to wit:

Francis Knott Lessee vs. Eleanor Ellis.

Saint Mary's County Court March Term 1835- Gerard N. Leausin counsel for the plaintiff in this case makes oath on the Holy Evangely of Almighty God that he has with a view to the location of the tract of land called Penerine, mentioned in the declaration filed in this cause used his endeavours to procure a deed containing the courses of the same but has not as yet been able to do so: this deponent further states that he has written to the Register of the Land office for a copy of the patent of the said Tract of land but has not yet received it he further states that a rigid investigation shall be made before the next Term and he has reason to believe that the necessary muniments of title to enable the plaintiff to complete his survey will be procured: this deponent further states that last fall he applied to the Clerk of the Court of Appeals and obtained from him an extract of a deed for said land but said extract does not contain the courses. March 12th 1835 - Sworn to in open Court.-

Co. Harris, Clerk.

Whereupon the parties aforesaid by their attornies aforesaid pray leave of the Court here to complete the said survey under the warrant aforesaid by the first Monday of August next, and to them it is granted and the same day is therefore given to the said parties then and there and so forth.- At which said first Monday of August in the year of our Lord one thousand eight hundred and thirty five, comes again into the County Court here as well the said John Denn lessee as aforesaid by his attorney aforesaid as the said Eleanor Ellis by her attornies aforesaid and the said Sheriff and Surveyor of the County aforesaid to whom the warrant of resurvey aforesaid was in form aforesaid directed and under which leave was given to complete the survey make return thereof to the Court here with five plots and explanations thereof thereto annexed and certain depositions taken before them to wit:

No. 1. The deposition of Clement Brown aged about 41 years or thereabouts after being duly summoned and sworn on the Holy Evangely

of Almighty God deposeth and saith that a blue coloured stone where he now standeth is the beginning of a tract of land called Penarine, which land was formerly owned by Charles Gledhelliw and further this deponent saith not.-

Geo. H. Morgan Sheriff.

No. 2. The deposition of Clement Brown aged about 41 years or thereabouts after being duly summoned and sworn on the Holy Evangely of Almighty God, deposeth and saith, where he now stands at a large popular was one of the boundarys of a tract of land called Penerine as he understood when he was on a survey of the Church Swamp land and the said land called Penerine, five or six years ago: and further this deponent saith not.-

Geo. H. Morgan Sheriff.-

No. 3.- The deposition of Clement Brown aged about 41 years or thereabouts after being duly summoned and sworn on the Holy Evangely of of Almighty God deposeth and saith where he now stands, when they were running the Church Swamp land and the land called Penarine that there was a stob planted, which was called one of — boundaries of the said land called Penarine and the Church Swamp land and further he saith not.-

Geo. H. Morgan, Sheriff.-

No. 4- The deposition of Clement Brown aged about 41 years or thereabouts after being duly summoned and sworn on the Holy Evangely of Almighty God deposeth and saith where he now stands when they were running the Church Swamp land and the land called Penarine that there was a four forked gum which was called one of the boundaries between the Church Swamp land and the land called Penarine and further this deponent saith not.-

Geo. H. Morgan, Sheriff.-

Whereupon the parties aforesaid by their attornies aforesaid pray leave of the Court here, to amend the said plotts and explanations returned to the Court here in the plea aforesaid and to add thereto if necessary and to them it is granted, and the same are delivered to the sheriff and surveyor aforesaid for that purpose.- 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 March next.- At which said first Monday of March being the seventh day of the said month in the year of our Lord one thousand eight hundred and thirty six comes again into the County Court here as well the said John Denn, lessee as aforesaid by his attorney aforesaid as the said Eleanor Ellis by her attornies aforesaid and the said sheriff and surveyor of the County aforesaid to whom the said plotts and explanations were delivered for the purpose of amending or adding thereto if necessary return the same to the Court here as amended.- Whereupon the parties aforesaid by their attornies aforesaid pray further leave of the Court here to amend the said plotts and explanations returned to the Court here in the plea aforesaid and to add thereto if necessary and to them it is granted and the same are delivered to the sheriff and surveyor aforesaid for that purpose, thereupon further process of and upon the premises aforesaid between the parties aforesaid by consent of the said parties and their attornies