Peter Sayer the 10th of October 1683 Called Worsell Mannor then along Worsell Mannor East three hundred and seventy perches then North along that land three hundred and forty perches, then East two hundred ninety and seven perches to a parcell of land surveyed for Richard Peacock or Thomas Vaughan the 15th of Septem. 1682, called Sarahs Jointure, and to the end of the North East line there of then with that North North East line reversed South South West two hundred and seventy perches, then with the said land East South East ninety perches, then with the said land North East & by North two hundred and seventy perches still with the land East South East forty perches to the second bound tree of a parcell of land called Skelton Surv. for James Murphey the 13th day of September 1682 then South South West four hundred and fifty perches along a tract of land called Danby and along a tract of land called Shedgefield to the West So. West Corner of the s. Shedgefield, then East South East One hundred forty and three perches, then East two hundred perches then North North East One hundred and eighty — then East South East One hundred and five — then North North East forty perches to the intersection of the first line of a tract of land Ladys Delight surveyd for Colonel Vincent Lowe the 21st day of June 1683. within thirty two perches of the end there of and from that Intersection upon the said line reverse So. E. two hundred thirty and two perches to a parcel of land Called Roistons purchase surveyed the 16th day of August 1683 for Robert Carvill then with Roistons Purchase West One hundred pers. then So. two hundred and fifty perches then East three hundred and twenty perches to the first bounded tree of a Tract of land surveyed for the said Colonel Vincent Lowe the 18th day of August 1683 called Timber Ridge then with Timber Ridge South West and by West four hundred and seventy perches to the intersection of a tract of land surveyed for said James Heath the 6th of March 1701 Called Heaths Outlett, then with Heaths Outlett North East one hundred and twenty perches, then with that land the South and by East line reverse North and by West One hundred and Ninety purchase then with that land North West three hundred and twenty perches thence a right line to the first tree containing and now laid out for One thousand eight hundred and fifty acres more or less to be holden of the Mannor of Baltimore. Pr Me James Harris Dy Surv. of Bc Coty.

If the eleventh Course of this be due East 145 ps. the Certificate is true but if the said Course a East Wly as the rest mentioned it is erroneous for not expressing what degree or point it bears from the East only — Examined by me Clemt Hill Sur. Examiner —

Pr me East February the 15th 1706, then Sp. patt. for the above land — rent 3th 16c 0 Qtt. —

In Testimony that the aforegoing is a true Copy from Liber DD No 5 folio 188 one of the Records belonging to the Land Office of Maryland. I have here to set my hand and affixed my Seal of Office this 12th day of March 1817.

{Seal place here}

John Kilty Reg. Ld. Office S. —

The Plaintiff also offered in evidence that the aforesaid tracts of land as also that part of the lands contained in the Patent of Painters Rest dated 24th of October 1724, and the Certificate of Painters Rest dated 3 of October 1724 called the second Vandancies are correctly and truly located on the said Plots by him the Plaintiff — The plaintiff also offered evidence to the Jury that the black Oak tree called for as the Beginning of Heaths Range stood at the place marked on the said plots by the red letter A, and that at that place a stone which was hewed at Philadelphia and on which the letters A K fs fs was engraved or cut at the instance of Dan. Charles Heath the then Proprietor of the land except that part of Heaths Range included in a Deed from James Heath to Otho Oham dated 10th of May 1706 was about thirty years ago by him said Heath in the presence of a number of persons fixed and placed to perpetuate the place where the beginning of Heaths Range first part originally stood — The Plaintiff also offered in Evidence that the Lessors of the Plaintiff had title to the said lands contained in the Certificate of Painters Rest dated 3 October 1724. and in Patent for said lands dated the 24th of October 1724. —

The Defendant then to support the issue joined on his part offered in evidence to the Jury the plots and Certificates of the Surveys and the Locations thereon made by him which are here to annexed and made part of his Bill of exception and he gave and read in evidence to the Jury the Certificate of Painters Rest dated 10th of November 1677, and also the Certificate of Painters Rest dated 17 of December 1678 also the Certificate of Painters Rest dated 3 of



October 1724, the Certificate of Green Spring dated 24th of October 1680, the Certificate of Martins Nest dated 24th of October 1680 and the Certificate of Heaths Range the 1st part dated 31st of August 1704 all of which are the same Certificates which were read by the Plaintiff and which are above inserted, he further gave in evidence and read to the Jury the patent of the tract of land called Heaths Range granted to James Heath 15th of February 1705 and a Deed from James Heath to Otho Otham dated 10th of May 1706 as follows in the following words and figures to wit,

James Heaths Patent for 1850 acres. } Charles Dn. Lo. to all persons Dn. Know ye that for and in Consideration that James Heath of Anne Arundell County hath due unto him Eighteen hundred and fifty acres of Land within our said said Province of Maryland being due to him by Virtue of part of a Warrant for ten thousand acres of land granted him the 24th day of June 1704. as appears and upon such Conditions and terms as are expressed in our Conditions of Plantations bearing date the 5th day of April One thousand six hundred eighty and four and remaining upon Record in our said Province together with such alterations as in them are made by our further Conditions bearing date the 1st day of December 1696 and Registered in our Land Office — We do therefore hereby grant unto him the said James Heath all that tract or parcell of land Called Heaths Range the first part lying and being between the heads of Passapax and Bohemia Rivers — Beginning at a Marked black Oak standing at the end of the North East line of Painters Rest resurveyed for Nicholas Painter the 17th of Decem. 1675 and running thence with Painters line West North West four hundred thirty and five perches, thence along and with Painters last line South thirty six degrees West two hundred and ten perches the ye heads ye lands surveyed from the River side thence North West along and with the heads of Pl Lanes fifty perches to the West Corner of a parcel of land granted to John Small pierce ye the 1st day of May 1672 Called Norland to ye East Corner of a parcel of land surveyed the 10th day of July 1673 for Bryan Dayley and assigned to William Clare Called Daileys Desire then along the head of Daileys Desire North fifty five degrees West three hundred and eighty perches to ye North East Corner of a parcel of land surveyed the 26th day of October 1671 for John Collett called Colleton then along the head of Colleton West seventy five perches then with the last line of Colleton South and by West two hundred and ten perches to ye head of a parcel of land called ye Worlds End surveyed for Francis Child ye the 2nd day of April 1665 then along the head of ye land West Two hundred and fifty perc. Then North thirty six perches until it intersects a line drawn West from the first bounded tree of a Tract of land surveyed ye 13th day of June 1703 for John Hard called Hards addition then East thirty four p. to the first bounded tree of ye first bounded tree of a tract of land surveyed for the said John Ward the 2d day of October 1674 called Wards Knowledge then with Wards Knowledge East two hundred p. then along Wards Knowledge North and by East two hundred and fourteen perc. to a parcel of land called Coxes Forrest surveyed for John Cox ye 25th of September 1682 then East with Coxes Forrest One hundred forty and five perches to a tract of land surveyed for Col Peter Sayer ye 10th of October 1683 Called Worsell Mannor then along Worsell Mannor East three hundred and seventy perches then North along that land three hundred and forty perches, then two hundred and Ninety and seven p. to a parcel of land surveyed for Richard Peacock or Thomas Vaughan ye 15th of September 1682 called Sarahs Jointure and to ye end of ye North North East line there of then with ye North North East line reversed South South West two hundred and Seventy p. then with ye said land East South East Ninety p. then with said land North East and by North two hundred and seventy p. still with that land East South East forty p. to ye second bound tree of a parcel of land called Skelton surveyed for James Murphey the 13th day of September 1682 then South South West four hundred and fifty perc. along a tract of land called Danby and along a tract of land called Shedgefield to the West South West Corner of said Shedgefield then East South East One hundred forty and three perc. then East two hundred p. then North North East One hundred and eighty p. then East South East One hundred and five perches then North North East forty p. to ye Intersection of the first line of a tract of land called Ladys Delight surveyed for Col. Vincent Lowe the one and twentieth day of June 1683, and within thirty two p. of the end there of and from ye intersection upon the said line reversed South East two hundred thirty and two perches to a parcel of land called Roystons Purchase surveyed ye 16th day of August 1683 for Robert Cornell then with Roystons purchase West One hundred p. then South two hundred and fifty p. then East three hundred and twenty p. to ye first bound tree of a Tract of land surveyed for the said Col. Vincent Lowe ye 18th day