Deb. We further offered evidence by Joshua Jennings a competent Witness that he knew the Land in question thirty ten years ago. that he rented it in 1832 and 1833. that it was enclosed during the whole period of his knowledge of it, and that it was enclosed during the whole period of his knowledge of it, and that the fence enclosing it stood where it is shown by the plaintiffs location on the plat, We further offered evidence by James Tyson a competent Witness that he knew the Land in controversy for some time, that he first knew it when Nathan Tyson had it in possession as the agent of George Ellicott. that he found Meyers Pet or Perkins Davis's. The division fence was then over since he knew it. knew the strip of wood on it. Mr Meyers undertook to have it fenced and Watkins sold him the Wood on the Land, the strip was twenty or thirty perches wide, for the wood to Meyers in 1845 or December 1846 for the purpose of repairing the fence — did not know who kept up the division fence before, but thinks that Meyers put up half it. We further offered in Evidence the agreement between Nathan Tyson and the plaintiff dated on the 13th July 1851 for the sale and purchase of the Land to Wit,

I agree to purchase of Nathan Tyson eleven and a quarter acres of Land, the title to be satisfactory, Say for thirty seven hundred and fifty dollars on the following terms,

I am to pay	$750.
My Note at 8 Mos	1000.
12	1000.
15	1000.
	$3750

between the 1 and 10 Nov and June,

In all thirty seven hundred and fifty with interest. The Mortgage law to be paid by purchaser, and I am to pay Jas Tracey his commissions, Mr Hendler to endorse the Notes if required and as this is understood to be intended for a Cemetery, No interment to be made the ensuing month the final payment of 750$ is made,

A deed of the property to be made and a Mortgage taken

Balto June 25th 1851 Christian Keener,

And the receipts for the Notes of the 25th July 1851.

Baltimore July 25th 1851

Received of Christian Keener his four Notes, one dated this day payable on the fifth day of November next with interest from 25th Inst each for

1	for	$750
1	"	1000 at 8 months from 25th June with interest
1	"	1000 " 12 " do do
1	"	1000 " 15 " do do
		$3750

On all thirty seven hundred and fifty for purchase of a Lot of ground in Baltimore County of about 11 acres and as per deed dated 11 July 1851 from Edward Lee, Nathan Tyson and

George Ellicott Trustees and others which deed is to remain in the hands of Nathan Tyson until said Notes are paid, or other satisfactory arrangement made as per agreement of 23d June.

Nathan Tyson.

and proved that George Ellicott died in 1832. The defendant thereupon to sustain the issues on his part joined, offered in Evidence the plats returned in this cause and proved by the Surveyor of the County that the several locations made by said defendant were duly shewn on said plats (and the accuracy of said locations was admitted by the Counsel for the plaintiff and it was further agreed that the several locations made by the plaintiff on the said plats should be regarded as duly counterlocated by the defendant) The defendant further offered in Evidence the deed from John White to defendant dated March 15th 1852 located on the plats,

John White
&
Hiram Kaufman

Deed dated 15 March 1852.

Consideration $600. In all that part piece or parcel of land situate and lying in Baltimore County Maryland part of Lot Number Seventy four which is contained within the metes and bounds courses and distances following that is to say. Beginning for the same at the southeastern corner of William Pessop's Eleven acres and 137 perches Lot and running thence S 86° 5' E 9 ps and 58 hundred of a perch to N. E. Corner of a parcel of land conveyed by Andrew Ellicott and others to George Ellicott the 13 March 1816 then bounding on said parcel so conveyed to the said George Ellicott S 86° W 52 ps or thereabouts to a parcel so conveyed to the said George Ellicott S 86° W 52 ps or thereabouts to intersect the N 26° W 12¼ ps line of Lot Number 74 then running with and bounding on said line N 26° W to the aforesaid Lot of the said Wm Pessop and then bounding thereon N 51° E 51½ ps to the place of beginning containing about 3 acres,

True Extract from Liber W M F. No 1 folio 337 One of the Land Records Baltimore County,

W M Fetzhugh Clerk.

J K No 255 folio 254, Annie Smith and others to John White,

The deed from Andrew Ellicott to George Ellicott dated March 13th 1816 located on the plat,

Andrew Ellicott and others
against
George Ellicott

This Indenture made this 13 day of March in the year of our Lord Eighteen Hundred and sixteen between Andrew Ellicott Thomas Ellicott, James Chesley Charles Worthington of Baltimore County and Francis Hollingsworth of Frederick County of the one part and George Ellicott of Baltimore County of the other part, Witnesseth that the said Andrew Ellicott, Thomas Ellicott James Chesley Charles Worthington and Francis Hollingsworth for and in consideration of one thousand dollars current money to them in hand paid by the said George Ellicott the receipt whereof is hereby acknowledged have given granted bargained sold, enfeoffed released and confirmed and by these presents do give grant bargain sell enfeoff release and confirm unto the said George Ellicott