I and Cran Doney were going along he passed the stone and say Cran Doney showed that the stone was a corner stone between him and Daniel James I know not very little about the use of the lands but I think they both owned up to the stone. He owned side and in Wood and a little on the east side about 40 years ago I have not seen this stone for 40 years until the last money for McClary last fall.

Testimony in reference to the Beginning of the 11 line in a deed from Richard Cole to Cran Doney dated 25 January 1814

John Mullinix aged 55 being summoned and sworn testifies as follows says the first time I noticed a stone there is upward of 40 years ago the way I happened to see it at that time myself Stephen Doney and Henbury Nelson Cole had been hunting and came across the Wood to the stone. Nelson stumbled over the stone, I picked up his hat and put my foot on the top of the stone I then asked Stephen Doney what this stone was there for and he told me it was a corner stone between his father and Maj James, afterwards I was helping to build Drummond School House he wanted scaffold poles and Mr Cran Doney told me to come up and told me what kind of poles to shave the Boys to cut, when I got up in the Pollens opposite the stone he told me not to go so far up as I would get over the lines between him and Major James this was in Wood in both sides of the stone, Mr C Doney asked me whether I did not see the corner stone I told him I owned see the corner stone and passed to begin up this is the same stone of a stone but appears to be a little. than the present one, the stone appeared to stand as it does now I have seen it 50 times since the first time I saw it and it appeared to stand in and about the place where the stone now stands there are about 12 or 15 acres in Wood west of the stone I think know whether Henry Clay owned the land up to the stone but know that he owned land beyond the school House, I suppose by the appearance of the stump west of the stone was chared since Mr Clay owned the land does not know how long the fence as it now stands neared to and west of the stone has been standing I think the brick the tobacco House the new school house is all clear up to the school house

John Burall aged 69 being summoned and sworn testifies as follows in reference to the Beginning of the 11 line of a deed from Richard Cole to Cran Doney dated 25 Jany 1814 says I know the stone to be the same stone surveyed from by the Commissioners of Cran Doneys estate by McMeen surveyor I think know precisely the time I suppose it and about 35 years ago I think know the stone to the Beginning of the 11 line in a deed from Richard Cole to Cran Doney I was acting as Chairman and Axeman when the survey was made I have not seen the stone frequently since the survey before referred to I have lived within two miles of the stone ever since the survey was made

Given under our hands and seals this day of October 1857

Joel Hall for Lead
Mahlon Ridenour Lead

Henry Clay
vs
Anthony Stewart

Additional testimony by the defendant
In the Circuit Court of Fredericks County
Action of Trespass 2 C J.

Testimony in reference to the End of the 11 line in the deed from Cran D Hammond and Wife to Henry Clay dated March 1st 1842

Samuel Glessan son aged 61 years being summoned and sworn testifies as follows to Wit. Says I know the stone to be at the End of the 4th line of the deed from Cran D Hammond and Wife to Henry Clay Testimony in reference to the End of the 7 line in the deed from Cran D Hammond and Wife to Henry Clay dated March 1st 1842 Samuel Glessan son aged 61 years being summoned and sworn testifies as follows says. I believe the stone to be at the End of the 7 line in the deed from Cran D Hammond and Wife to Henry Clay dated 1 March 1842 to the best of my knowledge and belief.

Testimony in reference to the End of the 11 line in the deed from Cran D Hammond and Wife to Henry Clay dated March 1st 1842.

William Hobbs aged 64 years being summoned and sworn says the stone was planted where it now is by and according to the Location made by the Commissioners in the division of Cran Doneys Estate

Testimony in reference to the End of 17 p in the 14 line of the Resurvey in Drummons

William Hobbs aged 64 years being summoned and sworn testifies as follows says this stone is a corner of the 41 acre Lot which fell to my Wife in the distribution of Cran Doneys estate It also being on a line of the Resurvey in Drummons and a corner of Cran D Hammonds portion of said Cran Doneys Estate,

Testimony in reference to the End of the 11 line in the deed from Cran D Hammond and Wife to Henry Clay dated March 1st 1842, Wm Hobbs aged 64 years being summoned and sworn testifies as follows, says the stone now standing here is at or in the vicinity of where it my mother stood to the best of my knowledge and belief,

Testimony in reference to a stone at the end of the 3d line of the Original Tract of Land called Drummons and the End of the 13 line of the Resurvey in Drummons and also a corner between I P James Land and James D Higgins Land and also a corner of the 41 acre Lot which fell to Susan Hobbs wife of Wm Hobbs in the distribution of Cran Doneys Estate. Wm Hobbs aged 64 years being summoned and