County of Preston State of Virginia To Wit.

We John T Hamilton and Moses Ryan justices of the peace for the County aforesaid do certify that William Haney a party to the above deed bearing date on the 1st day of March 1852 personally appeared before us in our County aforesaid and acknowledged the said deed to be his act and deed and desired us to certify the same according to the Clerk of the County Court of Allegany County Maryland in order that the same deed may be recorded. And we further certify that Elizabeth Haney wife of the said William Haney whose name is annexed to the above deed as party bearing date on the 1st day of March 1852 personally appeared before us in our said County aforesaid and being examined by us privily and apart from her husband and having the aforesaid deed fully explained to her the said Elizabeth Haney acknowledged the said deed to be her act and deed declared that she has willingly executed the same and does not wish to retract it.

Given under our Hands and seals this 1st day of March 1852.

John Hamilton (Seal)
Moses Ryan (Seal)

Virginia To John P Byrne Clerk of the County Court of Preston County in the State of Virginia do hereby certify that John T Hamilton and Moses Ryan are two of the acting Justices of the peace in and for said County duly commissioned and qualified as such and that the within are their genuine signatures

Testimony Whereof I have set my hand and affixed the seal of said Court at Kingwood this 1st day of March in the year 1852

(Seal) John P Byrne

To the commissioner of which due to be returned the plaintiff by their Counsel objects to the deposition of Isaac Maland and permits same and to be read as evidence to each ruling of the Court. The said plaintiff excepts to the Court's opinion and sign and seal this their second Bill of Exceptions which is according to the 19th Oct 1858.

Thomas Perry (Seal)

And the defendants in addition to the evidence contained in the aforegoing Bill of Exceptions and which relate to letter as part of the offered in evidence a deed from William Haney and wife to Isaac Maland dated October 6th 1855 and recorded Jany 23 1856 to wit,

This Indenture made this 6th day of October 1855 between William Haney and Elizabeth Haney his wife of Barbour County and State of Virginia of the one part and Isaac Maland of Allegany County in the State of Maryland of the other part Witnesseth That the said William Haney and Elizabeth Haney his wife for and in consideration of the sum of One hundred and forty two dollars and fifty cents current

to them in hand paid by the said Isaac Maland at or before the sealing and delivery of these presents the receipt whereof they the said William Haney and Elizabeth Haney his wife do hereby acknowledge and do hereby grant and release unto the said Isaac Maland his Heirs and assigns from every part and parcel thereof of the same have granted bargained and sold and by these presents do grant bargain sell and convey unto the said Isaac Maland his Heirs and assigns forever all of certain piece or parcel of a tract called E R Garden in Allegany County and State of Maryland on the head waters of the North Branch of the Potomac River and contained within the following courses and distances Beginning at a black oak and two black oak saplings standing on said run and running South 100 and eight pieces to a large chestnut and beech trees thence south 20 poles south 70 poles east 6 pegs south 97 poles to a spruce pine tree standing on Jesse Run thence down run with the meandings of said Run South 63 degrees East 24 poles South 57½ degrees East 20 poles North 38° East 6 poles North 31½° East 16 poles South 82° East 8 poles South 30° E 16 poles N 67° East 14 poles to a spruce pine tree thence North 244 poles to said Run down said Run with its meandings to the Beginning Containing 130 acres of land more or less the above described land being a part of a tract of land called E R Garden which tract was conveyed to the said William Haney by William Reed and Mary L Reed his wife Thos D Lawrence and Catharine Lawrence his wife by deed bearing date the 10 day of November 1851 and recorded among the land Records of Allegany County and State of Maryland in Liber E R No 1 folios 522 &c ashy reference thereto will more fully appear.

To Have and to Hold the said piece or parcel of land first herein described unto him the said Isaac Maland his Heirs and assigns and the said William Haney and Elizabeth Haney his wife doth for themselves their Heirs Executors and Administrators do hereby covenant promise and agree to and with the said Isaac Maland his Heirs and assigns that they the said William Haney and Elizabeth Haney his wife have warrant and forever defend unto him the said Isaac Maland his Heirs and assigns all that piece or parcel of a tract of land first herein described with the appurtenances thereunto belonging from them the said William Haney and Elizabeth Haney his wife their Heirs and against all and every person or persons whomsoever claiming any legal title thereto

In Witness whereof the said William Haney and Elizabeth Haney his wife have hereunto fixed their hands