January Term 1865

R W Templeman, says that he was present when Wm Y Day pointed said boundary for Charles R Stewart.

Sworn before Wm H Shipley Dep S Balto Coty,

Days Day — Caveat Land Office Wm
Trey 16th 1859.

Zarah North sworn shews the pointe of the Boundary of Taylors Mound" says he was shown said boundary about 18 Months since by Wm Y Day says that when he North pointed this boundary for Wm Y Day's location that he meant to say that the Stone appeared like the boundary Stone but was under the impression that it was so far from the Main Land, says he believes the boundary Stone has been moved from the place shown to him by Wm Y Day. Distinctly recollects the Stone there was about 2 Chains from the Main land and that the Stone shown for Wm Y Days location is about 4 Chains from Main land.

Sworn before Wm H Shipley
Dep Sur Balto Coty

A Statement of Facts connected with Snipe Island, At the time I took up Snipe Island Taylors Enlargement, now owned by William Day was my property under my Fathers Will, and although I E is confined to course and distance it having no calls William Day claims Snipe Island as allowing it withstanding there was in 1826 the time I took it up a Channel from 3, 3½ fathom by different Witnesses and Vessels shown to pass through it, that Channel was first obstructed in 1828 by a Barge which floated and sank at the mouth of it and it commenced filling up the Water getting more shoal gradually, till it became hard land, not attached to William Days land as stated but a vacant piece of land now lying between I E and Snipe Island, Snipe Island taken up for 30 acres running with and bending with the Water at low Water Mark has still gradually increased more particularly in lengths, as the Gunpowder Channel is on one side and a Cove on the other, At the time I took up Snipe Island, I took up every thing, visible in the River as forward, there was no Snake, there is Nothing below it existing to make it, By a desire of my father Taylors Mound and Taylors Enlargement which was willed and in possession of my brother Edward Day, was left to me at Edwards death which took place in Oct 1823. On the 13 May 1825 I got out a Warrant for Snipe Island, after soliciting Wm Day to join me at the expence and hold it jointly or divide it which was refused.

May 6th 1825 the Warrant was located.

In Dec 1826 I disposed of I E and took up place and certain lands as pointed from Wm Day. I conveyed to Wm Day the rights I held under my fathers Will which only extended to the lines of I E.

I find that the beginning of Snipe Island has been removed and I see much stress is placed and by the defendant that there is no beginning. The stakes which were set for low water marks by order of the Surveyor to enable him to locate were taken up, the Night before Survey, The boundary Stone for I E has been taken away but the spot where it lies has been pointed by Dr Requested. Zar North and Benjamin Freeman on the 19th June 59.

January Term 1865

John Y Day.
vs
Wm Y Day. | In the Land Office of Maryland

On this 25 day of October in the year 1859 on Snipe Island in Baltimore County, agreeable to the Notice before given before me the subscriber a Justice of the peace in and for Baltimore County personally appeared Henry Myers aged 30 years, who being duly sworn on the Holy Evangelys of God deposeth and saith that he has resided in the Neighborhood about 15 years. that he has fished and shooted on the Gunpowder at different times during that time, And that he never knew of a swash passing through between Snipe Island and Mud Island until this day, but that when he passed down the gunpowder in or about behind to go below Mud Island for there was no passage from the Falls passing into the Cove through which he could pass.

Henry Myers

Sworn before Chas T Haile.

John Y Day
vs
Wm Y Day | In the Land Office of Maryland

On this 26 day of October in the year 1859 on Snipe Island in Baltimore County, agreeable to Notice before given before the subscriber a Justice of the peace in and for Baltimore County personally appeared John Bennett aged 68 years who being duly sworn on the Holy Evangelys of Almighty God, deposeth and saith that he cannot say whether the Stone shewed him in the Boundary or not of Taylors Mound, but he saw the line run by Mr Shepley about 18 Months ago, and at that time the line crossed the Swash into the field, that is to say when the Surveyor started from the Stone and in the Water when he reached the Shore the line passed directly through the Swash into the field

Sworn before,
Charles T Haile — John his ✗ mark Bennett

John Y Day
vs
William Y Day | In the Land Office of Maryland

On this 26 day of October in the year 1859 on Snipe Island in Baltimore County, agreeable to Notice before given before the subscriber a Justice of the Peace in and for Baltimore County personally appeared Thomas Nichols who being duly sworn on the Holy Evangelys of Almighty God deposeth and saith, that he hath received from John Y Day ten dollars and fifty cents in part payment as Witness and Chain carrier in the case of Day vs Day on or about the 19th day of July last, and since that time has given in testimony in the case, and that John Y Day has never offered me any Money as a bribe in said case, and that he has served his Notices on William Y Day to appear to take testimony and make locations in the above case, and returned the same to Wm L P Quinlan Esq

Thomas Nichols

Sworn before Chas T Haile

John Y Day vs William Y Day, In the Land Office of Maryland,