Cross examined by the Complainant Counsel
Most of the time that I owned the land I resided at Savage Factory and a portion at Avondale and Laurel, I built a house on the bank quarter place which I am told is occupied by Mr Minnis. Mr Plowman was my manager at that place, it was during the time that he was there that I visited it frequently as I have already said, to look after the farming operations and the satisfaction of having a good ride. I became a part owner of the property at Laurel at the same time that I did at the bank quarter place and commenced improving at Laurel in the Spring of 1836. I think all the transactions I had with the Ellicotts in regard the road was by deed.
Reexamined by Defendants Counsel
I resided a part of the time I owned the land in controversy at Savage Factory distant therefrom about 5 miles and a part of the time at Avondale distant therefrom about 2 miles and a part of the time at Laurel distant therefrom about 2½ miles
Nathan W Jones sworn.
I know the parties have known Mr Latchford several years and Mr Coffin about 2 years, I am acquainted with the lands in possion of the defendant, but do not know how long Mr Latchford has owned it. I know he has owned it three years, and exercises acts of ownership over it and claims title.
(It is admitted by the Counsel that Mr Latchford has exercised acts of ownership over and has been in the possession of the tract of land through which the road now in dispute passes since he purchased about 9 or 10 years since) and this admission is made to supersede any further proof upon that subject, it is further admitted that Latchford obtained possession of said land from Lemon and Glenn and immediately enclosed the same.

Jno. D. McPherson
N. C. Stephen } Sol. for Compt.
Sol. for Respondent

3rd Interrogatory
I have no Knowledge of an mill road or any other which crossed the Baltimore and Washington Turnpike road near the 21st Mile stone through the lands described in the 8 Interrogatory. I have known the property for 30 years, when I first Knew it was all out in commons and any one could pass over it



any where there was no public or private road leading through it. it was interspersed with foot paths, Hog paths &c. Col Capron enclosed the land through which the road passes in 1834 or 1835 when he put Mr Plowman and Mr Peregoe in possession of said land. one or the other of whom was manager for Capron. I am acquainted with all the land formerly owned by Col. Capron called Bacon Hall and never Knew of a public road through except Baltimore & Washington Turnpike.
4 Interrogatory waived
6 Interrogatory. I have no Knowledge of the alleged road having been use at any time as a mill road I am now in my forty seventh year when I first became acquainted with the land in dispute which was ever since my recollection I resided within half a mile of Beal Duvalls store distant about a mile and a half from the road in controversy and resided there until I was sixteen years of age, I have been over the land in dispute daily and nightly over five hundred times and had there been public wagon or any other road I certainly should have Known it I have helped to work every road in Vaneville district under the direction of the Supervisor Marcham Duvall, and if the alleged road had been a public road I should have Known it. No repairs was ever done to the alleged road by any one to my Knowledge
7th Interrogatory
I do. it is in the possession of Mr Coffin who I suppose works, I do not Know how long Mr Coffin has possessed or worked it to my Knowledge I do not Know from whence Mr Coffin gets his ore for his furnace, He docent Know whether Mr Coffin claims a right to use the road or not.
8 Interrogatory, He cannot say whether the road was closed or not on the 4th April 1867, about two or three years since when I passed along the alleged road it was enclosed. I have not visited the road from that time until the 4th of the present month when I passed along there at night.
9 Interrog,
Immediately between Duvalls & Minix place there is a good hard road leading to various mine banks situated about 600 yards or half a mile from the alleged road in controversy what ore banks the Complainant owns he does not Know but he Knows ore and charcoal can be conveniently hauled by the road