in the presence of the Plaintiff if he being summoned think fit to be present without any interruption of him the said Plaintiff, or if absent notice to be left at his place of residence or last place of abode: and you the said Sheriff are hereby empowered to examine upon oath any witness or witnesses that by either of the said parties shall be produced in relation to the same; and you the said sheriff are hereby ordered to give both the said parties thirty days notice before the day of the execution of this writ: and you the said surveyor are hereby commanded to return five fair certificates and plots therefor drawing the pretences of the Plaintiff in black lines, and the pretences of the defendant in pricked lines, as well under the hand and seal of you the said Sheriff, as you the said surveyor, to the said General Court, to be held at the City of Annapolis on the second Tuesday of May next, that the said Court and Jury, being rightly informed of the truth of the premises, may further proceed therein as to Justice appertains and soforth. Witness the Honourable Robert Hanson Harrison Esquire chief Judge of the said Court the 17th day of november in the year of our Lord one Thousand seven hundred and Eighty nine. Issued the 1st day of December 1789. — — John Irvine clk

and thereupon, the same day is given to the parties aforesaid then and there and soforth.

At which said second Tuesday of May being the Eleventh day of the said month in the year of our Lord one Thousand seven hundred and ninety and the day of the return of the aforegoing warrant of Resurvey come again into the General Court here as well the said Nathan Goodright Lessee as aforesaid by his attorney aforesaid, as the said Edward Norwood and Samuel Norwood by their attornies aforesaid and the sheriff and surveyor of Baltimore County aforesaid to whom the said warrant of Resurvey was in form aforesaid directed make return thereof to the Court here with five plots and certificates thereto annexed, with sundry depositions which are in form following to wit.

The Deposition of Solomon Bowen aged about sixty five years being duly sworn on the Holy Evangels of Almighty God deposeth and saith that about fifty four or fifty five years ago he this Deponents father got Thomas Sheredine to run out a tract of Land called Jones's Out Lett and began at the Tree which is an old water oak now shewn to the sheriff and surveyor to run out the said land and that the said Sheridine threatened this deponent to whip him at the said tree to make him remember it, that the first tree was lost and this deponent understood that the said tree was the second tree of the aforesaid land which was the reason they began to run out the above mentioned land of this Tree - that the running (above

above mentioned was made for this deponents father that five or six people was present but does not know who shewed the said tree to Mr. Sheredine, that he does not know whether it was a private or public matter but conceives it was done for the satisfaction of his father, this Deponent then went to a bounded Hickory (being admitted by the parties in this cause as the third boundary of Thomas's Range) and further saith that when Major Thomas Sheredine run the land above mentioned they run to the aforesaid tree as a Boundary of Jones's out lett, that he remembers his father telling him that the race ground was where this deponent now shews, and that they used to run quarter races at this place and further this deponent saith not.

Taken on the survey this 8th day of May 1790. } Solomon Bowen

The Deposition of Solomon Bowen about sixty five years being duly sworn deposeth and saith that about fifty five or six years ago his father got Major Sheridine to run Jonas's outlet that the tree shewn the sheriff and surveyor, Major Sheridine told this deponent that this was a Bounded Tree of said land and that it was a rule to whip Boys to make them remember, and further this deponant saith not.

Taken on the survey the 22 Feby 1790. Solomon Bowen

The Deposition of Tobias Stansbury aged about sixty four years being duly sworn on the holy Evangels of Almighty God deposeth and saith that about forty seven or forty Eight years ago, Samuel Smith had a commission on a tract of land called East Humphreys, that Major Thomas Franklin and old Sabrit Sollers Thomas Sheridine were commissioners on said commission; and that Patrick Lynch deceased, put his hand against the Water oak now shewn by this Deponent to the sheriff and surveyor and said that Benjamin Bowen shewed it to him to be a bounded tree of East Humphreys, Thomas's Land and a Boundary of Jones's out lett - that about forty Eight years ago - he this deponent saw the land called East Humphreys run previous to Patrick Lynch proves the above water oak - that he heard Nicholas Ruxton Gay say that he believed that the water oak above mentioned might be set aside as he did not believe it was any boundary of East Humphreys that this was some short time after the commission aforesaid that he heard Mr Ruxton Gay say as above mentioned and further this deponent saith not

Taken on the survey this 8th day may 1790. } Tobias Stansbury Senr.

The Deposition of Laurence Austin aged about fifty four years being duly sworn on the holy Evangels of Almighty God deposeth and saith that about thirty years ago this deponent was a chain carrier in making a resurvey for Josias Bowen Plaintiff in this cause and that they began at an old Bounded water oak now shewn by this deponant to the sheriff and surveyor to make the resurvey aforesaid, and that he does not know what tree this (was