further proces of and upon the premises aforesaid between the parties aforesaid by order of the court here is continued until the said second Tuesday of may next.
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, till which said day leave was given to amend and add to the plots and certificates — aforesaid in this cause, come again into the General court here, as well the said Thomas Smith by his attorney aforesaid, as the said Jeremiah Foster by his attorney aforesaid: and the sheriff and Surveyor of washington county aforesaid to whom the said warrant of resurvey, plots and certificates were delivered for the purpose of amending or adding to the said Plots and certificates if necessary return the same to the court here, as amended with sundry Depositions taken before them, which are in form following tomt. John Smith aged twenty five years or thereabout being duly summoned and sworn Deposeth and sayeth that some time last fall the defendant told this deponant that he the — defendant cut the Timber the Stumps of which this deponant now sheweth to the sheriff and Surveyor - (a particular reference being taken to said Stumps by the Surveyor / and further this Deponant sayeth that the Defendant cleared the field we are now in some time in the year Seventeen hundred and Eighty six - and that the defendant has been since the year Seventeen hundred and Eighty six and is now in posession of said field and this deponant further sayeth that in or about the beginning of the year Seventeen hundred and Eighty six he this Deponant heard the Plaintiff forwarn the defendant from cutting clearing cultivating or working the Lands by any means included within the Lines of the Land called True Establishment and further this Deponant sayeth not.

John Smith

John Lowman aged thirty nine years or thereabout being duly Simmoned solemnly affirms and declares that in the year Seventeen hundred and Eighty five he this Deponant helped to cut a tree in the field we are now in the Stump of which he now sheweth to the sheriff and Surveyor - and this Deponant sayeth that some time after the Defendant employed him this Deponant to make Shingles of the aforesaid Tree: and this deponant further sayeth that at the time of cutting the aforesaid Tree the defendant was and still is in posession of the said field and further this deponant sayeth not.

John his Lowman
mark

Abraham Beeler aged twenty two years or thereabout being duly summoned and sworn deposeth and sayeth - that he saw the defendant cut the Timber in the field we are now in the Stumps of which he now sheweth to the sheriff and Surveyor and this deponent further sayeth that the defendant since the year Seventeen hundred and Eighty six was and still is in posession of the aforesaid field and further this deponant sayeth not.

Abraham Beelar

Frederick Miser aged twenty five years or thereabout being duly Simmoned and sworn deposeth and sayeth, that in the year Seventeen hundred and Eighty six, the Plaintiff requested this deponant to go with him to the house of the defendant at which time this deponant heard the Plaintiff forwarn the Defendant from cutting any Timber in the field we are now in or cultivating the same, and this deponant further sayeth that some time after he saw the defendant ploughing in the same field which the Plaintiff had forwarned him and further this deponant sayeth not.

Frederick his Miser
mark

John Smith aged twenty five years or thereabout after being duly Simmoned and sworn Deposeth and sayeth, that the Stone he now sheweth to the Sheff and Surveyor is the — Beginning of a tract of land called true Establishment this deponant being one of the chain carriers at the time Thomas Brooke their Surveyor of washington county laid out the aforesaid tract of land called true Establishment, and that the said Thomas Brooke run from the aforesaid Stone as a Beginning of the — aforesaid tract of land called true Establishment and further this deponant sayeth not.

Jno Smith

William Phillips aged forty years or thereabout after being duly Simmoned and sworn deposeth and sayeth, that the Stone he now sheweth to the Sheff and Surveyor is the beginning of a tract of land called true Establishment - this Deponant being one of the chain carriers at the time Thomas Brooke then Surveyor of washington county laid out the aforesaid tract of land called true Establishment and that the said Thomas Brooke run from the aforesaid Stone as a beginning of the aforesaid tract of Land called true Establishment and further this Deponant sayeth not.

Wm Phillips

John Smith aged twenty five years or thereabout after being duly Simmoned and sworn Deposeth and sayeth, that within three or four feet of the spot now sheweth the Sheff and Surveyor (this deponant being a chain carrier at the time Thomas Brooke Surveyor was making the resurvey now called True Establishment / was the place where said Thomas Brooke made for the end of the fourth line of the land called Spring Hill as also the End of the fifth Line of the second original Included in the land called true Establishment it being also made for the end of the twentyth line of true — Establishment at which place the said Thomas Brooke at the time of making said Survey caused a small Stone to be set up and further this Deponant — sayeth not.

John Smith

John Smith aged twenty five years or thereabout after being duly Simmoned & sworn Deposeth and sayeth that within on perch of the spot now sheweth to the Sheff and Surveyor. Thomas Brooke Surveyor at the time of making the Survey now called True Establishment caused a small Stone to be set up as being at the End of the fifth line of the land called Spring Hill, and the end of the sixth line of the second original Included in True Establishment as also the End of the nineteenth line of true Establishment and further this deponant sayeth not.

John Smith