Defendant

The Deposition of Henry Spalding Senior aged 68 deposeth and sayeth that upwards of forty years ago Thomas Mooney now deceasd was in the Posession of a tract of Land called Tradsmons Lott and at that time he Tendd a corn field where he now stands —

(Sworn at O.E.) Henry Spalding Senr.

Defendant

The Deposition of Joshua Mills aged 63. after being duely sworn deposeth and sayeth that upwards of forty years ago Thomas Mooney was in the Posession of Tradsmons Lots and at that time he tended a cornfield where he now stands and further saitheth not —

(sworn at E D) Joshua Mills

The Deposition of Ann Spalding aged 55 years or there abouts being duly sworn deposeth and sayeth that about eighteen or nineteen years agoe she was walking a long here in Company with her husband John Spalding deceased who Pointed to the place and told here it was the place Dants bound Tree stood and was cut down for Tobacco sticks by one William Stewards and further sayeth not —

(sworn at K) Ann her ~ mark Spalding

Sworn for the Plaintiff

The Deposition of Henry Spalding Senr aged 68 years or thereabouts being duly sworn deposeth and sayeth that upwards of forty years agoe Thomas Mooney now deceased lived on the Land called Tradesmans Lott and he possessed it, and he Mooney Cleared and Tended the Land to this place where he now shews, and it was called Thomas Mooney's Cornfield at that time. And he further declares that upwards of 30 years agoe William Spalding took up Part of this Land being Part of Mooneys Cornfield and some time after he heard Wm Spalding and several others say that Mooney had Carryed the rails away that was round the Cornfield and William Spalding was angry and said he would bring suit against him but some time after he said Mooney had given up the land to him and should not sue him and upwards of 30 years agoe Wm Smith lived with Wm Spalding and further sayeth not.

Henry Spalding Senr

Sworn for the Plaintiff

The Deposition of Joshua Mills aged 60 years or there abouts being duly sworn deposeth and sayeth that upwards of forty years agoe this deponant well remembers that Thomas Mooney now deceased tended a Cornfield here and it was called Mooneys Cornfield where he now shews. And he has always lived within a mile

and

and a half of this place but he never heard of Moony's carrying the rails away that was round the cornfield, neither does he know what became of them without they rotted on the Land and he well remembers that Mooney tended this Cornfield till it was worn out, and then left of tending it, and he dont remember that he ever see good Corn Grow in this Cornfield and further sayeth not —

Sworn for the Plaintiff. Joshua Mills

The Deposition of Joshua Mills aged 63. years within about being duly sworn deposeth and sayeth that upwards of forty years agoe he remembers that Thomas Mooney tended a Cornfield here and he cultivated it for three or four years or more but he well remembers he tended the Cornfield till it was worn out and further sayeth —

Joshua Mills

The Deposition of Philip Power aged twenty eight years being duly sworn on the holy evangels of almighty god deposeth and saith about six years ago he was present on a Commission and saw Enoch Tenwick deceased sworn at the place where this deponant now stands being by a post and the said Tenwick declared that at that place formerly stood the third bound tree of a tract of Land called hard fortune and further saith not —

(Sworn at 3°) Philip Power

Basil Payne
&
Vincent Thornton

The following Deposition was taken for the defendants the 25th day of April 1793. —

The Deposition of Joshua Mills aged sixty four years or there abouts being duly sworn deposeth and sayeth that when Thomas Mooney proved this white Oak at the place where this deponant now stands then he Mooney said he would go as near on the line of the Land called Tradesmans Lott as he could as he walked as strait as he could to the place where he now stands and then he proved another bound Tree at this place where he now stands to be also a bound Tree of the same Land. and he Mooney informed the Company that the line of this Tract of Land run from one of these bound Trees to the other and further sayeth not.

Sworn at C and I Joshua Mills

Whereupon, the parties aforesaid, by their attornies aforesaid, pray leave of the Court here to amend the said plots and Certificates under the warrant of Resurvey aforesaid returned to the Court here in this cause, and to add thereto, if necessary, by the said second Tuesday of October next and to them it is granted, and the same are delivered to the Sheriff and Surveyor of Saint Marys County aforesaid, for that purpose; And thereupon

the