that the said Lee mentioned where she was bought from, answers he does not. Being asked if Lewis Lee mentioned the name of Ned's Grandmother, says he did not, nor where she lived, nor how he got his information. Sworn before me this 27 May 1793. Allen Quynn."

And the said John Ashton by his attorney aforesaid as before defends the complaint aforesaid when and there the Court shall take the same into consideration, and prays leave of the Court here further to imparle until the second tuesday of October next; to him it is granted, and the same day is given to the said Edward Queen also.

At which said second tuesday of October, being the eighth day of the same month in the year of our Lord One thousand seven hundred and ninety three, comes again into the General Court here, as well the said Edward Queen by his attornies aforesaid, as the said John Ashton by his attorney aforesaid: And the said Edward Queen by his attornies aforesaid files in Court here the Deposition of Caleb Clarke in form following towit: "Caleb Clarke of Prince George's County aged forty seven years being sworn on the Holy Evangels of Almighty God, deposeth and saith that he knows Ned the Petitioner, and the Defendant, and has known them both for many years: that he knows Phillis a Mulatto woman who lives with the said John Ashton, but does not know that she is the mother of Ned; Being asked if he knew the Grand mother of Ned: answers he never did: That he has often heard his mother, Mary Clarke, who has been dead about eight years, and was about sixty nine years old when she died, say that a yellow woman called Mary Queen was brought into this Country by Captain Larkin as she had been frequently told by her Father Marsh Marean Duvall: that the said Larkin frequented her said Fathers House, and was known by his said Mother; that James Carroll also frequented it; and the said Carroll and his the Deponent's Grandfather lived within sight of each other; and he has heard his Mother say often in conversation that the said Mary Queen was owned by the said James Carroll, and that her Father had often heard the said James Carroll and Mary Queen quarrelling and wrangling about her Freedom, as he had told her that the said James Carroll would say to her, poh! have patience, you will be Free by and by, or you will get your Freedom, by and by, or words to that effect, and would promise what he would do for her; that he has often heard the same from his Aunt Fowler who was his Mother's Sister, and from his Aunt Carrick another Sister, and also from John Carrick, husband of his Aunt Carrick; that his said aunts were many years older than his Mother; Being asked how much older they were than his Mother, answers he does not know exactly, but that he knew his Aunt Fowler well, and she must have been at least twenty years older than his Mother, and his Aunt Carrick about ten or twelve years older than his Mother; and that his said aunts and the said John Carrick are all dead: and further he saith that he has understood from some of the persons aforesaid that the said Mary Queen was left or given by the said James Carroll to Anthony Carroll and sent across the Bay to him: And further he saith not. Allen Quynn."

Thereupon further process of and upon the premises aforesaid, between the parties aforesaid, by consent of the said parties by their attornies aforesaid and by order of the Court here thereon is continued until the second tuesday (of

of May next following.

And now at this day towit, the said second tuesday of May being the thirteenth day of the same month in the year of our Lord One thousand seven hundred and ninety four, comes again into the General Court here as well the said Edward Queen by his attornies aforesaid, as the said John Ashton by his attorney aforesaid: And the said John Ashton by his attorney aforesaid files in Court here the Deposition of Deborah Lusby and an Extract from the Will of James Carroll, in form following towit: "The Deposition of Deborah Lusby of Anne Arundel county about fifty years of age being first duly sworn deposeth and saith that she is the Daughter of Edward Lee and all knew his Brother Lewis Lee and Rob: Welch who were very old men when they respectively died, who all lived in the neighbourhood of James Carroll's Plantation called Tingall where old Philis the reputed Slave of James Carroll also lived, that this Deponent well knows old Philis and knew her about thirty years past but never heard the said Philis or any of her descendants were entitled to be free; or that they claim'd Freedom until very lately: This Deponent further saith the said Edward and Lewis Lee were well acquainted in Mr. Carroll's family and verily believes if they or any one of them had ever thought the said Philis or her Children were entitled to Freedom or had ever thought so, she should have heard them mention it; she also deposeth and saith that she often heard her Father Edward Lee say that he never so much repented any thing in his life as that he did not buy the said Phillis at a time when he might have got her for five pounds, but at that time it was generally known that the said Philis was very ill with the venereal complaint and married to one of his negroes. The Deponent further saith that she has often heard her Father & Uncle Lewis Lee talking about Phillis, but does not recollect what they said; that she does not recollect even to have heard either of them say who Phillis's Mother was; that she has known Ned the Petitioner a great many years & always understood he was the son of Phillis; but she never heard any person say who was the Mother of Phillis. - That at the time when Phillis was sick as before related the Deponent cannot say how old she was, but thinks she had children afterwards, but is not sure; that Phillis has one Sister named Nancy Cooper, which the Deponent knew many years ago; that said Phillis has many Children known to this Deponent, towit, Sidney, Mary, Gervais pictures and Winifred; but she does not recollect any more. Deborah her + mark Lusby

Sworn before me the 25th day of May 1794. the Deponent Deborah Lusby having first signed the same. John Randall."

I Bequeath to my Cousin Anthony Carroll now with me two negroes viz: Henry and Mary to be delivered if alive to him the tenth of October after my decease the better to enable him to seat his Five hundred Acres of land which is to be laid out in a convenient form where he shall think fit to seat if he settles first. In Testimony that the above is a true extract from the will of James Carroll bearing date the twelfth day of February one thousand seven hundred and ninety eight, and proved Jan the 27th 1727. Recorded in Liber CC. No 2. one of the late prerogative Records I have hereto set my hand and affixed my seal of office this 19. day of May in the year of our Lord 1794. Jno. Gassaway Reg: Wills aa Cy."

And the said John Ashton by his attorney aforesaid, admitting that the (said