hand always continued to hold the said Lands without interruption. This deponent further saith that he lived on the said lands for the course of three years and that he always understood and heard it from many people some of whom are dead, that the said lands belonged to John Hepburn and was part of the Hermitage

John his ✗ mark Garret

Sworn before me the Subscriber this 2d day of April 1795.

Geo. Ray

John Garret aged fifty seven years being sworn deposeth and saith that he has seen part of the West line of Hermitage as run by the surveyor attorned in this cause and that Benjamen Johnston who held part of a Tract of land called Bradfords Rest and which formerly belonged to Denial Clary, never claimed or cultivated his land over the said West line run as aforesaid and that he has heard to the best of his knowledge the said Johnston say that he had cut to his out line and that he has understood from others that the Land lying out side of the fence of the said Johnson was the land of John Hepburn deceased. This deponent further saith that he has understood from Samuel Ball deceased and Aaron Prather deceased who were tenants to George Plater deceased the then proprietor of Bradfords Rest that they cultivated the land to their dwellings and this deponent saith that the said Ball and Prather did not cultivate the lands on the south of the said West line run as aforesaid and this deponent further saith that he has heard the said Johnson Ball and Prather say that the land out side of their fences belonged to John Hepburn and this Deponent further saith that the said Johnston Ball and Prather cultivated their lands to or near the aforesaid West line and this deponent also declares that he has always understood that the Wood land lying out of the fences of the said Johnston Ball and Prather belonged to John Hepburn deceased father of Samuel Hepburn and this deponent says that while he lived on Hermitage he never got any timber out of the wood lying immediately on the west line aforesaid, because he could always supply himself with timber near his house but has seen George Dawson who was a tenant of John Hepburn and lived on Hermitage bringing timber from the wood standing on the south side of the said west line, but how near the west line he dont know and that the said Dawson cut where he thought proper on any land which was called Mr. Hepburn but that it was not much that he did cut. that he does not remember that the said Wood land lying to the South of the aforesaid West line was ever inclosed that the said woodland was never inclosed to his knowledge & that he never saw the said West line run by any one.

John his ✗ mark Garret

Sworn before me the Subscriber this 2d day of April 1795.

Geo. Ray

(Samuel)

Samuel Glaze aged seventy three years or thereabouts being sworn saith that he has known this branch for forty three years that he has heard it always called the watery branch and that he never heard it called by any other name and that he knows of no other branch by the name of the watery branch. that he has lived within two Miles of this branch for forty one years.

Samuel Glaze

Sworn before me the Subscriber this 1st day April 1795.

Geo. Ray

The Deposition of Archibald Orme aged Sixty four years being sworn deposeth and saith that twenty six or twenty eight years ago John Hepburn the father of Samuel Hepburn the Defendant had a quantity of land in cleared on the south west side of the main road leading from Pleasantsburg to Montgomery Court house and that a quantity of land was enclosed both above and below the place where he now stands and that part of the said land appeared at that time to be old field and that the land was worked by the said John Hepburn and claimed by him.

Arch. Orme

Sworn before me the Subscriber this 2d day April 1795

Geo. Ray

The Deposition of Edward Harding aged about thirty nine years being duly sworn on the Holy evangels of Almighty God and standing at a stump by the side of the low grounds of rock creek to the east side of rock creek deposeth and saith that he has lived always in the neighbourhood of this place and he when a boy was shewn this as the beginning of a Tract of land called Bradfords Rest but he does not remember by whom that he has always understood this to be the beginning tree of Bradfords Rest by having frequently when the conversation among the neighbours was about this beginning heard them say that the beginning of Bradfords Rest was near the creek on the south side of Mr. Hepburns plantation and never heard it contradicted in the neighbourhood he further saith that he has always heard the creek running to the westward of this place called Rock creek and by no other name and has often heard of the falls of rock creek which is about three or four miles above this place.

Edward Harding

Test. Thos. Lewis Dep. Clk.
18th Aug. 1794

The Deposition of Allen Bowie aged about fifty two and standing by the stump mentioned in Edward Hardings deposition being duly sworn on the holy evangels of Almighty God deposeth & saith that about fourteen years ago he was shewn a stump somewhere in the swamp of Rock creek

(as)