Manager whether any person ever informed you that the land to the Eastward of this tree was deemd to be the land of Eleanor Ryan or Abraham Fisher Answered yes. and being further asked by Martin Fisher Senr. the defendants Manager how long agoe it has been since he had this information answered 30 years agoe. Being asked by Plaintiff who gave you this information answered James Trotter and Lewis Jones Being further asked by Plaintiff Did James Trotter, Lewis Jones or any other person ever inform you that the land to the eastward of this tree now in corn was ever in possession of Martin Fisher the Elder or do you know it of your own knowledge Answered No. Being further asked by Martin Fisher Senr. the defendants Manager if the land to the Eastward of this tree now in corn had been 30 years in peaceable possession of the Fisher Family, Answered yes. Being further asked by Plaintiff do you know whether the land you represent above laying to the Eastward of the Cherry Tree was the land that was granted to Christopher Birkhead or Abraham Birkhead and sold by Doct. Johns to Martin Fisher Answered No. and further saith not

William his X mark Armeger

The Deposition of Wm. Simmons aged 60 years being duly qualified deposeth and saith, that the place we are now at was shewn him by his father Wm. Simmons (deceased) who told him this deponent that here formerly stood the beginning of Bedworths Addition and he had his information from Jeremiah Chapman (his father in law) and further saith not.

Wm. Simmons Sen.

Taken before Ben Howard high sheriff A. A. County Septr. 1789.

The Deposition of Henry Griffith aged 55 years being duly qualified deposeth and saith that Abraham Fisher and himself was riding to Pigg point one day, and ~~told~~ that the said Abraham Fisher told him that the Cherry tree we are now at, if I should die remember it is the second tree of Birkheads Land. Being asked by Plaintiff whether he had this information from any other person answers no. Being further asked by Plaintiff did Abraham Fisher, Mrs. Ryan or any other person ever tell you or shew you whether the Cherry tree was a second boundary of the land of Christopher Birkhead or Abraham Birkhead or do you know whether this land was ever in the possession of Doct. Richard Johns and wife or the late Mr. Martin Fisher

Fisher Answers that he called it Birkheads Land and dont know anything of its being in possession of Doctor Richard Johns and wife or Martin Fisher being asked by Martin Fisher Senr. the defendants manager was not the land to the Eastward of this Cherry Tree allways since you knew it in peaceable possession of the said Fisher family, Answers yes. being further asked by Plaintiff did Abraham Fisher Mrs. Ryan or any person ever tell you that the land of which this Cherry Tree is a second Boundary as Abraham Fisher only informed you, or do you know yourself the name of the land you say was allways in the Fisher family was it the land granted Abraham Birkhead on the 4 Septr. 1666. or the land granted Abraham Birkead the 10 January, 1667. Answers no and further saith not.

Henry his X mark Griffith

Ann Arundell County, March 28. 1789.

Then came Nicholas Frey of Prince Georges County before me the subscriber one of the magestrates for Ann Arundel County, who deposeth and sayeth that he with many other passengers from Germany arrived at Annapolis in Maryland in the month of September 1750. and was with his late Brother John Frey sold to a certain James Trotter Joyner and Cabinet maker for the term of three years that he served Mr. Trotter two years and a half when he was discharged, Then living at or near the spot where Mr. Marmaduke Wivill now lives and that the late Mr. William Simmons then living in the old house near where Thomas Tillard now lives and on the same Land, That during his Servitude Mr. Trotter frequently shewed him a pair tree standing at or near the spot where now stands a young Tree as the beginning of his land and as a boundary of Mr. Simmons's Land where the divisional line between them began and as such he had frequently been shewn it by the late Mr. Abraham Fisher running Southwardly from said Pair Tree to a small branch and with the said Branch to a crooked white oak standing close by the side of the run of said small branch and on the east side thereof which Mr. Trotter always told him was the second boundary of his land forbidding him to cut logs or wood on the eastside of said Branch or line it being old Mr. Simmons's Land then mostly in woods and was commonly called his woods that he never knew or heard of any other boundarys or said line or between them Mr. Trotter then claiming the land between to the westward of said Branch and line and Mr. Simmons the land and woods of the Eastward of said line and branch in whose possession