said aforegoing writ comes into the General Court here as well the aforesaid Richard Smith Lessee of the aforesaid David West by Aquila Hall and Zebulon Hollingsworth his attornies as the said Zenas Hughes and Isaac Hughes by Philip Barton Key, John Johnson and John Montgomery their attornies And the said Zenas Hughes and Isaac Hughes by their attornies aforesaid defend the force and injury when and so forth and say that they are in no wise guilty of the trespass and Ejectment aforesaid in manner and form as the aforesaid Richard Smith Lessee of the aforesaid David West above against them hath complained and of this they pray may be enquired of by the Country. And the said Zenas Hughes and Isaac Hughes by their attornies aforesaid as before defend the force and injury when and so forth and take defence according, to their pretentions as the shall appear to be laid down on the return of a warrant of resurvey to be issued in this cause, Thereupon further process of and upon the premises aforesaid, between the parties aforesaid by order of the Court here thereon is continued until the second Tuesday of October next following. 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 nine, Comes again into the General Court here as well the aforesaid Richard Smith Lessee of the aforesaid David West by his attornies aforesaid as the said Zenas Hughes and Isaac Hughes by their attornies aforesaid. And the sheriff and and surveyor of Harford County aforesaid to whom the said warrant of resurvey in this cause was in form directed likewise come and make thereof return to the Court here with five platts and certificates thereto annexed with the following, Depositions to wit.

David West
vs
Zenas Hughes and
Isaac Hughes

Ejectment in the General Court.

Robert Amos Senr. aged fifty, seven years and upwards being, duly sworn on the Holy evangelist of Almighty God deposeth and saith the place where we now stand or within a few perches is the place where stood the boundarys the beginning of a tract of land called The Hills of Poverty, shewn to him by Abraham Jarrell about twenty seven years ago, to the best of his recollection and further saith on the same day in the morning, that being at the house of Benjamin Richardson and said Richardson pointed towards this place and informed this deponent that the beginning trees of Mr. Jarrells Land called The Hills of Poverty stood between his plantation and Indian Wills Cabbin Branch. Question asked by the Plaintiff.

Was

Was you or was you not to have a part out of the Hills of Poverty from Abraham Jarrell at the time of making that survey? Answered No, Was you not in partnership in making the survey? Answered No, Did you or did you not buy all Henry Dixons right of him both lease and Certificate? Answered two days after the above boundarys was shewn to him he bought a piece of land of Henry Dixon called the White Glade as also all his right and good will of a caution made under Captain William Smith as said Dixon informed him adjoining the said Lease the Island run the big branch and the temporary line reserving of about two hundred acres for Robert Moobury adjoining, the Temporary line out of said Caution about the same time the said Jarrell informed this deponent as he was about to alter his survey that he would take the Land in his survey and let this deponent have two hundred acres including, the lease at the same price that he got his own at. Question by the Plaintiff, Did Abraham Jarrell alter his survey and take the land in agreable to his contract? Answered he had it run in whether he obtained a certificate for it or not, further questioned by do. are you interested in the same Survey or have you sold it or deeded it away? Answered He is not interested in the survey nor sold nor deeded it away but he gave the lease to his son Robert and further saith not. Taken this 26th day of Septr. 1799.

Test James Amos D. Sheriff. R. Amos Senr.

David West against Zenas Hughes and Isaac Hughes.

Ejectment in the General Court, William McCleary aged about 65 years being duly sworn on the holy Evangelist of Almighty God deposeth and saith about twenty six or twenty, seven years ago he was some where here or hereabouts he was here with Benjamin Richardson and Abraham Jarrell deceased and Abraham Jarrell was setting down writing and they had an Ax with them and the deponant had the Ax and was hacking about among the saplings and Abraham Jarrell got up and took the Ax and seemed offended and said he should not be cutting about boundarys and Jarrell then bounded a Couple of Small Oak Saplings which he understood by Abraham Jarrell was the boundary of his big Survey, Question asked by the Plaintiff, Did Mr. Abraham Jarrell at that time he made them boundarys run from them trees as tho he had begun to run a resurvey? Answered Mr. Jarrell then run from here and Benjamin Richardson and the deponant carried the chain further questioned by the Plaintiff. Will you please to shew the Course he run that day? The deponent then shewed a course they then run

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