carefully to resurvey and lay out, as well the said lands in dispute as any other land adjacent thereto, which shall be thought necessary by the said Plaintiff or Defendant to be laid out for the better illustration of the matter, according to the claims and pretensions of the Plaintiff in the presence of the Defendant, if he, being summoned think fit to be present, and without any interruption of him the said Defendant, or if absent notice to be left at his place of residence, or last place of abode; and likewise survey and lay out the same lands in dispute as aforesaid, according to the claims and pretensions of the Defendant, in the presence of the Plaintiff, if he, being summoned, think fit to be present, without any interruption of him, the said Plaintiff, or if absent, notice to be left at his place of residence, or last place of abode: And you the said Sheriff are hereby empowered to examine, upon oath, any Witness or witnesses that by either of the said parties shall be produced in relation to the same; and you the said Sheriff are hereby ordered to give both the said parties thirty days notice before the day of the Execution of this writ; and you the said Surveyor are hereby commanded to return five fair certificates and plots therefor, drawing the pretences of the Plaintiff in black lines, and the pretences of the Defendant in pricked lines, as well under the hand and seal of you the said Sheriff, as you the said Surveyor, to the said General Court to be held at the City of Annapolis on the second tuesday of October next, that the said Court and Jury, being rightly informed of the truth of the premises, may further proceed therein as to justice appertains, and so forth. Witness the honorable Jeremiah Townley Chase Esquire chief Judge of the said Court, the thirteenth day of May in the year of our Lord One thousand eight hundred. —

Issued the 11th day of June 1800. — John Gwinn clerk.

And thereupon, the same day is given to the parties aforesaid, then and there, and so forth. —

At which said second tuesday of October being the fourteenth day of the said month in the year of our Lord One thousand eight hundred and the day of the return of the aforegoing warrant of Resurvey, come again into the General Court here, as well the said Edward Norwood by his attornies aforesaid, as the said Larkin Shipley by his attorney aforesaid: and the Sheriff and surveyor of Anne Arundel County aforesaid, to whom the said warrant of Resurvey, was in form aforesaid directed, make return thereof to the Court here, with five plots and certificates thereto annexed, and the Depositions, which are in form following to wit

The Deposition of William Hammond of Mr. aged Fifty five years after

being duly sworn on the Holy Evangelist of Almighty God deposeth, and saith the spot we now are at there stood a Hickory stump and that he always understood it was the Beginning boundary of a tract of land called Forsters Fancy, and this Deponent further saith that he got his information from Richd. Shipley now deceased. — Wm. Hammond.

The Deposition of Horatio Johnson aged about forty five, after being duly sworn on the Holy Evangelist of Almighty God deposeth and saith that the Fence he now shews, he supposes to be put up by Larkin Shipley some time in the Spring of the year 1799. and the Road he now shews has been used as a public Road ever since the year 1784 or 1785. which road leads from the Ferry established by Edward and Samuel Norwood on the Lot leased by them of Charles Carroll and Company to intersect the Road leading from Elk Ridge landing to Patapsco Falls until it was stoped up by said fence, and further saith not. —

Taken the 4th August 1800. on the part of the Plaintiff — John Welch, Shff — Horatio Johnson.

The Deposition of Allen Dorsey aged about thirty four or five years after being duly sworn deposeth and saith that place where he now stands is an old Windlass at which place the Ferry Boats used to land and the Road he now shews from said Landing until it intersects the Road that leads from Elk Ridge Landing to the Falls was always made use of as a public Road ever since he knew it until the said Road was stoped up by Larkin Shipley and this Deponent further saith that after the establishment of the Ferry by Samuel & Edward Norwood, that Mr William Hammond moved a fence that belonged to the Baltimore Company, and he this Deponent supposes that said fence was moved for the accommodation of the said Ferry, and this Deponent further saith that he believes that the Ferry was established between the year of 1783. and 1785. and further this Deponent saith not. — — — — Allen Dorsey. —

Taken the 4th August 1800. on the part of Plaintiff. — John Welch Shff

Anne Arundel County, 4th August 1800. — The Deposition of Patrick Magills being duly sworn, deposeth and saith that in the year One thousand seven hundred and sixty three, Richard Shipley laid out a Town at Elk Ridge Landing for Col. Chas. Hammond on a tract of land called Hannover, and this Deponent saith that he had seen the lines of the said land several times run since that time, particularly from a large hickory tree standing on the edge of Patapsco River the said tree being the second bounded tree of the said land Hannover and the beginning tree of a tract of land belonging to the Baltimore Company, and that the