James Gittings Junr. Lessee
a
Aquila Hall

The deposition of David Smithson aged about thirty nine years and upwards being sworn on the holy Evangelist of Almighty God in presence of both parties in the Cause the sheriff and surveyor deposeth and saith, That the stone now shewn he located as the end of the second line of Tolleys purchase in the ejectment of James Gittings Jr. a Aquila Hall the same as proved by William Everit as a a boundary of Captain Tolleys land and that this deponant heard William Everit say at the said time that he was present when the aforesaid Stone was set up; he further saith not.

Taken on the survey for plaintiff this 9th September 1800. } David Smithson.

James Gittings
vs
Aquila Hall

The deposition of Jehu Bouldin who being first duly sworn deposeth and saith, that he was deputy surveyor in the year 1797. and laid down the lands on a Caveat of Aquilla Hall against James Gittings Junr. in the Land office, and took the depositions of Thomas Nichols and William Lynch at a Stone now shewn by him to the sheriff and surveyor which said stone is standing at the place mentioned in said depositions as the end of the first line of Thompsons choice this deponant further saith that he might have taken other depositions at the said place, but doth not at Present recollect of any. this deponant further saith that William Lynch is since deceased but this deponant has not heard of the death of said Nichols: and this deponant further saith not.

Jehu Bouldin.

But the commissioners aforesaid do not make any return of the commission to them in form aforesaid directed; whereupon the parties aforesaid by their attornies aforesaid pray further leave of the Court here to amend the said Plots and Certificates returnable to the Court here in this cause, and to add thereto if necessary by the second Tuesday of May next; and to them it is granted; and the same are delivered to the sheriff and surveyor aforesaid, for that purpose: Thereupon further process of and upon the premisses aforesaid between the parties aforesaid by consent of the said parties and their attornies aforesaid and by order

order of the Court here thereon is further continued untill the second tuesday of May next.

At which said second Tuesday of May being the twelfth of the said month in the year of our Lord one thousand eight hundred and one comes again into the General Court here as well the said George Goodwright Lessee as aforesaid by Luther Martin, John Thompson Mason and John Scott his attornies aforesaid as the said Aquila Hall by his attornies aforesaid; and the said sheriff and surveyor of the County aforesaid to whom the said plots and Certificates were delivered for the purpose of amending or adding thereto if necessary return the same to the Court here as amended and so forth: and the Commissioners aforesaid to whom the commission to them in form aforesaid was directed to examine evidences and so forth, make return of the same to the Court here in form following, to wit;

Commissioners Oath.

You shall according to the best of your skill and knowledge truly faithfully and without partiality to any or either of the parties, take the examinations and depositions of all and every witness and witnesses produced and examined by virtue of the Commission hereunto annexed, upon the interrogatories now or which may hereafter before the said Commission is closed, be produced to and left with you by either of the said parties. So help you God.

Sworn to before me one of the Justices of the peace of Adams County in the Town of Natchez this 12th day of February 1801. In. Collins.

Bryn. Bruin
John Steele
Ebenr. Reese

Clerk's oath.

You shall truly, faithfully and without partiality, to any or either of the parties in this cause, take write down and transcribe the depositions of all and every the witness and witnesses produced before and examined by the Commissioners or any three or two of them, named in the Commission hereunto annexed as far forth as you are directed and employed by the said Commissioners or any or two of them to take write down and transcribe the said depositions or any of them. So help you God.

Sworn to before us the Commissioners authorised as above this 12th day of February 1801. in the Town of Natchez. Bryan. Bruin, John Steele, Ebenr. Rees.

Ja. Green.

Notice