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 pretentions of the defendant in the presents 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 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 May 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 honourable Jeremiah Townley Chase Esquire Chief Judge of the said Court the fourteenth day of October in the year of our Lord one thousand eight hundred.

Issued the Eleventh day of December 1801. (W. Dorsey) Jnt. Levins Clk.

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

At which said second Tuesday of May, being the twelfth day of the same month in the year of our Lord one thousand eight hundred and one and the day of the return of the foregoing warrant of resurvey comes again in the General Court here as well the aforesaid Larkin Shipley by his Attorney aforesaid, as the said Edward Norwood by his Attornies aforesaid; But the said sheriff and surveyor of the County aforesaid, to whom the said warrant of Resurvey was in form aforesaid directed make no return thereof to the Court here; Whereupon the parties aforesaid, by their Attornies aforesaid, pray leave of the Court here to Complete their survey under the old warrant and to add thereto if necessary by the second Tuesday of October next, and to them it is granted, and order thereon is sent to the sheriff and surveyor of the County aforesaid for that purpose; Thereupon further process of and upon the premises aforesaid, between the parties aforesaid by order

order of the Court here thereon, is Continued until the second of October next.

At which said second Tuesday of October, being the thirteenth day of the same month in the year of our Lord one thousand eight hundred and one comes again into the General Court here as well the aforesaid Larkin Shipley by his attorney aforesaid as the said Edward Norwood by his attornies aforesaid; but the said sheriff and surveyor of the County aforesaid to whom the said warrant of resurvey was in form aforesaid directed, make no return thereof to the Court here; Whereupon the parties aforesaid by their attornies aforesaid, pray further leave of the Court here to Complete their survey under the old warrant, and to add thereto if necessary by the second Tuesday of May next, and to them it is granted; and order thereon is made and sent to the sheriff and surveyor of the County aforesaid for that purpose; Thereupon further process of and upon the premises aforesaid between the parties aforesaid, by consent of the said parties and their Attornies aforesaid, and by order of the Court here thereon is further continued untill the said second Tuesday of May next.

And now at this day to wit, the said second Tuesday of May being the Eleventh day of the same month, in the year of our Lord one thousand eight hundred and two comes again into the General Court here as well the aforesaid Larkin Shipley by Walter Dorsey and Luther Martin his attornies as the said Edward Norwood by Richard Ridgely, John Thomson Mason and Arthur Shaaff his attornies aforesaid; And the sheriff and surveyor of the 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 with the following depositions taken before them to wit.

The deposition of Samuel Norward aged about 49 years who being duely sworn on the holy Evangels of Almighty God deposeth and saith that the fence now shewn to the sheriff and surveyor was put up by Larkin Shipley some time in June 1799. this deponant saw Edward Norwood with his negroes cut down four pannels of Post and rail fence, and the said L Shipley came at that time and forbade him the said E Norwood to Cut and destroy his said fence and that the said E. Norwood came up with an Axe and swore if the said Shipley did not retreat that he would split his brains on which the said Shipley came away. And this Deponant further saith that said Norwood went and Cut part of three Waggon loads of Rails in two belonging to the said Shipley which amounted to between one and two hundred rails and this deponant further saith the said