Devisees of Philip Hammonds the said assigned claimed the said lands contained in the said Certificate so assigned as personal property) and that the said Charles Hammonds his heirs claimed the same as lands not devised by the said will and offered to give in evidence the following Caveat against issuing a patent on the said Certificate and which said Caveat is endorsed and noted on the Certificate aforesaid entered by the said Devisees. The plaintiff further offered to give in evidence a deed dated the 17th of November 1779 from Philip and Rezin two of the said devisees to Mathias Hammond one other of the said devisees for their interest in the said two tracts contained in the deed aforesaid from the said John Howard to the said Philip Hammond their father and in which the said eighty six acres and described by the following meters and bounds, towit. Beginning at the end of the twenty seventh course of the lands called Woods Inclosure aforesaid and running thence north sixty eight degrees west fifty four perches thence north nineteen degrees west sixty perches thence north fifty seven degrees east one hundred and six perches thence south fifty one degrees east forty forty perches thence north seventy degrees east forty six perches thence south eighteen degrees west one hundred and three perches thence by a straight line to the beginning. and that the same and the beginning courses, meters and bounds by which the plaintiff hath located the said (eighty) six acres on the said plat. and also offered to give in evidence a deed dated the 17th day of November 1779 from the said Mathias to Benjamin Warfield conveying all his right and interest to the said two parcels of lands mentioned in the said deed from the said John Howard to the said Philip Hammond to him conveyed and that in the said deed the said (eighty) six acres of land and described as contained within the same meters and bounds and beginning at the same place. The plaintiff further offered to give in evidence that the said Warfield did in consequence of the said deed

enter upon and possess the parcels of land therein mentioned and that afterwards the said Warfield sometime about the day of in the year 1790 sold his interest and right in the said two parcels of land to the said Thomas Dorsey and gave up the said two parcels of land to the said Dorsey. The plaintiff then offered also to give in evidence an original deed from the said Charles Hammond heir at law of the said Philip to whom the said John Howard executed a deed as aforesaid to his brother John Hammond one of the said Devisees for his the said Charles interest and estate in the said two parcels of land. and also offered to give in evidence that the said John Hammonds in his lifetime sold all his interest in the said two tracts of lands of land to the said Thomas Dorsey. that both the said Charles and John departed this life antecedent to the 22d June 1794 and that William Hammonds was the son and heir of the said John Hammonds, and that on the day and year last mentioned in consideration of the payment to him by the said Thomas Dorsey) of the sum of £23. 7. 6. the balance of the purchase money then due from the said Dorsey under the said sale by his father. he the said William did execute in due form of law a deed to the said Thomas Dorsey (conveying) to the said Dorsey) all the right and interest which he the said William had in the said two tracts of land. The plaintiff then offered to give evidence that the said Thomas Dorsey so being) entitled to the said lands contained in the resurvey made by the said Edward Dorsey as the heir of the said Edward and having) so purchased the said two parcels of lands mentioned in the said deed from the said John Howard to the said first mentioned Philip Hammonds afterwards on the 27th of September 1784 entered into a contract in writing) and sealed with their seals with Thomas Ushers for the sale of certain lands and among) others the said (eighty) six acres and that the said (eighty) six acres in the said contract is described as being) purchased by the first mentioned Philip Hammonds in his lifetime on the 9th of November 1751 of a certain John Howard and as