River at a bc Red oak
and now belongs to Joseph Hill

True Copy from the old rent roll of Baltimore County page 424.

Jno Callahan.

and the defendant further offered in evidence that no actual possession or occupation of the lands in the Declaration in Ejectment named or of any part thereof ever was at any time in any person claiming under Joseph Hill in whom the Lessor of the Plaintiff set up title, but that the whole of said Lands was Woods and unoccupied until the year 1772. when James Bosley under whom the Lessor of the Plaintiff claims entered into a part thereof, and that the said Joseph Hill nor no person claiming under him ever made an entry on or had the actual possession of any part of the land for which the defendant has taken defence, and the Counsel for the plaintiff prayed the opinion of the Court and their direction to the Jury that from the whole of the evidence above stated on the part of the plaintiff they may and ought to presume that a deed good and operative in law to convey the said land called Hills Forrest was executed and did pass the Said Land in fee from the said Henry Hill the Son of the original Patentee to Joseph Hill his son, The Court were of opinion and so directed the Jury in case they found the several facts stated by the plaintiff to be true although they should find the several facts stated by the defendant to be true that the same facts so stated by the plaintiff are sufficient for the Jury to presume and they ought to presume that the said Henry Hill did make and execute a good and sufficient deed valid and operative in law to transfer and pass the said land called Hills Forrest from the said Henry Hill to the said Joseph Hill and his heirs. To which opinion and Direction of the court the defendant by his Counsel excepts and prays the Court to sign and seal this his Bill of Exceptions according to the Statute which is accordingly done this twenty Sixth day of May in the year Eighteen hundred.

Jeremiah Townley Chase (Seal)
G. Duvall (Seal)
John Done (Seal)

James Gittings Lessee
against
Aquila Hall
No 3

In the trial of this Cause the Plaintiff by his Counsel offered to Read in evidence to the jury a location of a tract of land called Hollands Parke on the plat as made out and returned by the Surveyor in this Cause, as an act of the defendant evidencing the true location and position of the said tract called Hollands Park, and the defendant to shew the said location was not an act of his offered to give in Evidence to the jury his original instructions in writing to the Surveyor as to laying down said lands which is as follows, to wit,

James Gittings Lessee
against
Aquila Hall

Instructions on the part of the defendant for the Surveyor.

1st For illustration lay down Cullens Lott beginning at the Second boundary of Freemans acquaintance from thence to the Stone at the beginning of the Manor thence N. E. 500 pr thence as per Certificate to the beginning without any allowance for Variation. 2d Lay down for illustration Cullens addition beginning at the end of the 2d line Cullens Lott as above located, thence pr. Certificate without any allowance for Variation.

3d For illustration locate Tolleys purchase as granted Thomas Tolley 15th Nov. 1726. beginning at the 1st Boundary of Cullens Lott, Thence N.W. 96 pr thence N.E. 784 perches, thence per Certificate to the beginning without any Variation.

4th For illustration locate Tolleys purchase as granted Walter Tolley beginning at the beginning of Cullens Lot, thence N.W. 96 perches thence N.E. 642 perches thence as per Certificate without variation.

5th For illustration lay down a parcel of land called Partnership surveyed for Sal Posley and James Gittings the Plaintiff, beginning at the end of the first line of Cullens Lot thence N.E. 748 perches thence N.W. 64 perches S 40 1/4 W. 71 perches S 88 W 2 perches thence S. 41 W. 115 perches S 40 1/4 W. 13 perches S 54 1/2 E 24 perches S W 188 perches N 21 W 7 thence to the begeinning.

6th For illustration lay down Taskers camp reserved beginning at the end of the 2d line of Freemans acquaintance thence N.E. 262 perches thence S. 285 perches thence E. 20 perches thence S. 104 perches thence at the beginning allowing 2 Degrees for variation for which purpose you must locate for illustration Freemans acquaintance running the first line from boundary to boundary thence with the same variation of the first line as per Certificate to the beginning.

7th For illustration locate Thompsons choice so that the end of the N 320 perches line may end at the end of the E. 20 perch. of Taskers Camp

(resurveyed)