on the part of the defendant deposeth and saith that the land formerly called Darkness converted into light lies to the north east of this place where I now stand and to the north east of the lines North 48 p west 216 perches North 25 p west 12 perches N. 26 W. 21 ps. from a bounded stone the Beginning of Bright seat as located on the trial plats has been under actual enclosure for upwards of forty years and that the said land ever since his memory has been possessed and enjoyed by the Hammond family and those claiming under them and further this deponent saith not

Sworn by Henry Howard Shff. A. A. County. Howard Duvall

Being asked by the defendant whether the fence that inclosed the land above mentioned was not always deemed to be the Hammonds fence. Answers yes

February 27th. 1802.

Henry Howard Shff. A. A. County Howard Duvall.

The Corporation of the Roman Catholic Clergy Lessee Plaintiff
against
Philip Hammond Defendant

Ejectment cause. General court.

The Deposition of Thomas Warfield aged about fifty one or two years he being first duly sworn on the holy evangels of almighty god on the part of the defendant deposeth and saith that the land formerly called darkness converted into light that lies to north east of the place where I now stand and to the north east of this place where I now stand and to the north east of the lines north 48 p degrees west 216 perches north 25 p degrees west 12 perches north 26 degrees west 21 perches from a bounded stone the Beginning of Bright seat as located on the trial plats has been under actual inclosures and in the possession of the Hammond family and those claiming under them for upwards of thirty five years and the fence that closed the said above mentioned land was always deemed to be the Hammonds fence.

Sworn Before Henry Howard Shff. of A. A. County. Feby. 27th. 1802. Thos. Warfield.

The Corporation of the Roman Catholic Clergy Lessee Plaintiff
vs.
Philip Hammond Defendant

Ejectment cause in the General Court May Term 1802.

The deposition of Thomas Warfield aged about fifty one or two years. deposeth and saith the spot or place where he now shews which is a large Stone is the Beginning of a tract of land called Bright seat and a boundary of Davis's Rest and the tract of land called Ayno also came to said Stone & the land called Ayno run from the said Stone with a streight line to the place called the Muddy or Black hole on Patuxent River near the fork Bridge and that he got his information from old Edward Edwards and Black Thomas Fowler who was a tenant to the priest for many years and lived not more

than a half a mile from said stone above mentioned & further this deponent saith not.

Question by P. Hammond whether black Thomas Fowler was a negro man or not. answers no. that there was two Thomas Fowlers & he was called Black Thomas Fowler for a distinction. Question second by P. Hammond did you ever hear that there was any vacant land previous to my survey lying between the land called Darkness converted into light and the Priest land called Ayno. Answers yes. his father informed him there was. 3rd. Did you ever hear that any of the Roman Catholic Clergy previous to my survey ever claimed the land called Darkness converted into light. answers no.

Thos. Warfield
Henry Howard Shff.

Being further asked by P. Hammond was not you a manager for Mr. John Ashton on the farm called Ayno if you were inform me what length of time you managed for him and whether you ever heard him claim the land called Darkness converted into Light untill since my dispute with him. Answers no.

Thos. Warfield
Henry Howard Shff.

February 27th. 1802.

Whereupon the parties aforesaid by their Attornies aforesaid agree that this case be submitted for the consideration of the court upon the depositions in form aforesaid filed in the plea aforesaid. Thereupon further process of and upon the premises aforesaid between the parties aforesaid by consent of the said parties by their attornies aforesaid and by order of the court here thereon is further continued untill the second Tuesday of October next. At which said second tuesday of October being the twelfth day of the said month in the year of our Lord one thousand eight hundred and two comes again into the General Court here as well the said Paul Bigot Lessee as aforesaid by his Attornies aforesaid as the said Philip Hammond by his attornies aforesaid thereupon further process of and upon the premises aforesaid between the parties aforesaid with consent of the said parties by their attornies aforesaid and by order of the court here thereon is further continued until the second Tuesday of may next. At which said second Tuesday of May being the tenth day of the said month in the year of our lord one thousand eight hundred and three comes again into the General Court here as well the said Paul Bigot lessee as aforesaid by his attornies aforesaid as the said Philip Hammond by his attornies aforesaid thereupon further process of and upon the premises aforesaid between the parties aforesaid with consent of said parties by their attornies aforesaid and by order of the court here. is further continued untill the second tuesday of October next.

At which said second Tuesday of October being the eleventh day of the said month in the year of our lord one thousand eight hundred and three comes again into the General Court here as well the said Paul Bigot lessee as aforesaid by his Attornies aforesaid as the said Philip Hammond by his attornies aforesaid thereupon further process of and upon