Defendant to be laid out for the better illustration of the matter according to the claims and pretentions of the plaintiff in presence of the Defendant if he being summoned think fit to be present without any interruption of him the said Defendant, or if about notice to be left at his place of residence or last place of abode, and likewise lay out and survey the same Land in dispute as aforesaid according to the claims and pretentions of the Defendant in the presence of the plaintiff if he being summoned think fit to be present without any interruption of the plaintiff or if about notice to be left at his place of residence or last place of abode and the Sheriff is hereby ordered to give both the said parties ten days notice before the day of the execution of this Writ, and the said Sheriff is hereby empowered to examine upon Oath any Witness or Witnesses that by either of the said parties shall be produced in relation to the same, and the said Surveyor is hereby commanded to return five fair Certificates of platts 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 the said Sheriff, as the Surveyor to the Justices of our next County Court to be held at Easton the second Monday of June next that the said Justices and Jury being rightly informed of the truth of the premises may further proceed therein as to justice appertains and so forth. Witness the honorable James Tilghman Esquire Chief Justice of our said Court the twenty fourth day of November anno dominie 1794.

Issued the 17th day of December 1794. (WB) Wm. Bond Clerk

Whereupon Daniel Powell Esquire Sheriff of the county aforesaid to the Court here made return that he had executed the aforegoing Warrant of Renewey to him made and directed as follows to wit. "Executed Daniel Powell Sheriff" Depositions taken at the request of the Plaintiff—

The Deposition of John Pritchard of Talbot county aged forty eight years or thereabouts being first sworn on the holy Evangels of Almighty God, deposeth and saith that about twelve years ago he heard Edward Harris who was a tenant to Thomas Martin thirty odd years ago say that he cut wood all around where he now sheweth and that John Winstandley told Edward Harris that Thomas Martin gave the said John Winstandley a pine tree, and Winstandley gave the same to Edward Harris and that the said pine stood near the Corner of Philip Martins Land, This deponent further saith that John Winstandley told him he was a chain carrier for William Martin when the line run under a Gum tree at the place he now sheweth, and that Nicholas Martin the present Plaintiff told the said Winstandley that the needle would not point to that place at this time the said Winstandley inclined them more to the left and told him this deponent that the stipled tree which this deponent hath heretofore shewn stood in the line between Nicholas Martin & Henry Martin that Nicholas Martin told Henry & Robert Martin that line was run by William Tharp when he the said Nicholas Martin was out of the county which the said Henry & Robert Martin did not deny. This Deponant farther sayeth, that about seventeen years ago he was then a tenant to Nicholas Martin who came out with woods and shewed him the line which this Deponent now sheweth and told him to cut up to that line which he did, no objection was made by any person, which line had several old stipled trees in it two of which he this deponent now sheweth, this Deponent also sheweth an old oak stump which was acknowledged to be cut by Robert Martin. This deponent also sheweth another white oak stump which was acknowledged to be cut by Henry Martin for Hope timber about twelve or thirteen years ago, and further sayeth



not, taken this 28th day of July 1795. Test

Philip Horney Dep. Sheriff for Daniel P. Fox. John his mark X Pritchard

The Deposition of John Pritchard of Talbot county aged forty eight years being sworn on the holy Evangels of Almighty God deposeth and sayeth, that about twelve years ago he heard John Winstandly sayhe carried the chain when the first line of "Atwell" run under the limbs of a Sommon tree, standing in the place where this Deponent now sheweth and farther sayeth not. Taken this twenty eighth day of May 1795. Test Philip Horney Dep. Shff for Daniel P. Fox. John Pritchard

Nich. Martin } Ejectment. Taken at the request of Nich. Martin Plaintiff—
Robt. Martin } On the survey under a Warrant from the county court to lay down the Lands in dispute between the parties John Pritchard is produced by the plaintiff as an evidence whose deposition is as follows to wit. John Pritchard aged forty eight years having first been sworn on the holy Evangels of Almighty God deposeth and sayeth, that about twelve or thirteen years ago he heard Edward Harris say that the mulberry tree he now sheweth stood in the lock of a fence deemed to be the division fence, and farther this Deponent sayeth not. taken this 11th day of March 1795. Test Philip Horney Dep. Shff for Dan. P. Fox. John his mark X Pritchard

The Deposition of John Pritchard of the age forty eight years having first been sworn on the holy Evangels of Almighty God deposeth and sayeth that about twelve years ago he heard John Winstandly say that the stone he this Deponent now sheweth was shewn the said Winstandler by Philip Martin to be the place where the first boundary of Atwell stood and farther sayeth not, taken this 12th day of March 1795. Test Philip Horney Dep. Shff for Dan. P. Fox — John his mark X Pritchard

The Deposition of James Parrott jun of the age of forty five years or thereabouts having first been sworn on the holy Evangels of Almighty God deposeth and saith that about twelve years ago he heard John Winstandly say that the stone he this deponent now sheweth was shewn the said Winstandley by Philip Martin to be the place where the first boundary of "Atwell" stood, and farther this deponent sayeth not. taken this 12th day of March 1795. Test Philip Horney Dep. Shff for Dan. P. Fox. James his mark X Parrott Jun.

Taken at the request of pltf. The deposition of John Pritchard of the age of forty eight years being first sworn on the holy Evangels of Almighty God, that about twelve years ago he heard Edward Harrison say the place he this Deponent now sheweth was the place where where the first boundary of "Atwell" stood and farther this Deponent sayeth not. taken this 12th day of March 1795.

Test Philip Horney Dep. Shff. for Dan. P. Fox. Taken at the request of pltf. John his mark X Pritchard

The Deposition of James Parrott junior, of the age of forty five years or thereabouts being first sworn on the holy Evangels of Almighty God deposeth that about twelve years ago he heard Edward Harrison say the place he this deponent now sheweth was the place where the first boundary of "Atwell" and farther this deponent sayeth not. taken this 12th day of March 1795.

Test. Philip Horney Dep. Shff. for Daniel P. Fox James his mark X Parrott Jun.

Nicholas Martin } Ejectment. The Deposition of James Parrott Junior, of Talbot county aged forty five years
Robert Martin } or thereabouts being first sworn on the holy Evangels touching his knowledge of the lines of a tract of Land surveyed for William Martin deposeth and sayeth that about twelve years ago, John Winstandley shewed him this Deponent a black gum, and said that he was a chain carrier when the said land was taken up, and that the said Land run at that time under said Gum and