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He the said Dep^t did see a white Oak bounded with about the same
notches and the Dep^t then Enquiring what Mark's Tree that should be the
said Hooker answered the Dep^t and says it was Robert Starwoods first
bounded Tree of his Land called King

Maryland ss: -

Dorchester County November 16th 1709 -

By Virtue of a Commission obtained by the Honorable Thomas Ennally Esq^r out of the
High Court of Chancery to us the subscribed directed bearing date the second day
of September Anno Domini 1709 we in humble manner Certifie that
they day and year abovesaid personally appeared before us William
Smith of the said County planter aged about forty two years or thereabouts
who being by us upon the holy Evangelist sworn upon his Oath doth say
that about three years since being in Company with Phillip Thapley and
severall other people upon a point of Land near the Mouth of Transqua-
king River a little below the Landing place of a certain Richard Mearns
the said Thapley then showed him and the rest of the Company the place
where a bounded Tree of a Tract of Land called Phillip's Borough formerly
Hook w^{ch} is about a hundred yards below the said Landing and further this
Deponent saith that the said Phillip Thapley then made Oath before the
said Thomas Ennally that the said bounded Tree did stand near the said place
the Copy of w^{ch} Deposition is hereunto annexed w^{ch} this Deponent saith he
veryly believes is the same Deposition that was then taken and further

saith not -

Maryland ss: - To all Christian People to whom the present shall
come Know ye that this day to w^{ch} the 7th day of Octob^r 1706 Mr. Phillip
Thapley of Northumberland County in the Colony of Virginia aged fifty one
years or thereabouts did swear before me Thomas Ennally one of her Majestys
Council on the holy Evangelist that about thirty years since he the said
Dep^t was Deputy Surveyor of Dorchester County in this Province and that
he did survey some time in the year of our Lord 1670 for the Honorable
Phillip Calvert a certain Tract of Land called the Mannor of Phillip's
Borough situate and lying on the South side of Transquaking then called
Chicocomoco or Phillip's Creek. And further the Dep^t doth swear that the
beginning of the said Land was at a marked white Oak the w^{ch} Tree did
stand about one hundred yards below the Landing of one Richard
Mearns by the Marsh side w^{ch} is the first Landing on the South side of the
said Creek from the Mouth thereof and further saith not

Just Coram me Tho: Ennally -

Phillip Thapley