

Novemb<sup>r</sup> 1725 -- 78

Edward Clerk Esq<sup>r</sup> of Somerset<sup>sh</sup> Charles absolute Lord and proprietary of the Province of Maryland  
& affidavits -- and also Lord Baron of Baltimore &c To John Smith, John Miller, John

Holland, and John Aydelott all of Somerset County Gents<sup>r</sup> Greeting Know ye that we have  
Oppoinded you or any three or two of you to be Our Commissioners to Examine Evidences on behalfe  
of Captain Edward Clerk, of sd County and Gents<sup>r</sup> in Relation to the Bound of a tract of Land  
Called Henricks Cove in sd County and we therefore Require you or any ~~three or two~~ <sup>three or two</sup> of you,  
that at some time & place as to you or any three or two of you shall seem convenient you meet  
on sd Land named as afo<sup>r</sup> these Causes to come before you or any three or two of you all such  
Evidences as shall be to you or any three or two of you Nominated by the Said Complainant or  
Def<sup>r</sup> (if any) that you Examine them upon these Corporall Oathes to be by you or any three or two  
of you Administred on sd holy Evangelist of Almighty God, in the presence of sd Complainant  
and Def<sup>r</sup> (if any) Touching the truth or verities of their Knowledge or any  
thing that may relate to the Cause afo<sup>r</sup> and that Reducing the severall Depositions into Writing  
you send the same together with this our Commission under your or any three or two  
of your hands to our County Court of Somerset with all convenient speed witness the  
hand of Samuel Hopkins Gent Chief Justice of our said Court the 15<sup>th</sup> day of June in the 10<sup>th</sup> year of  
our Dominion &c And Dated 1725 - On sd Back Side of ~~the~~ <sup>the foregoing Commission</sup> It was thus Endorsed

sd The within named J<sup>r</sup> Smith John Miller & John Aydelott Sworn before me on  
the holy Evangelist to the Performanc of the within Oathes this 24<sup>th</sup> day of August  
1726  
William Hausitt

Somerset County. In pursuance of a Commission Directed to John Smith John Miller  
John Holland & John Aydelott or to any three or two of <sup>them</sup> to Examine Evidences in  
Relation to the Bound of a tract of Land Called Henricks Cove in the Tenor of a Com-  
mission of Edward Clerk Esq<sup>r</sup> of sd County and we the Subscribers have mett on the sd Land  
This twenty fourth Day of August And Dated 1725 first being Qualified or Sworne  
before one Justice of the Peace do proceed to the Examination of Evidences as followeth  
Captain William Hausitt Aged 63 years or thereabouts being Sworn on sd holy Evangelist  
of Almighty God saith that about 22 years ago he came for Lodging to the house of  
Woodman Blackley Esq<sup>r</sup> Morning going into sd pasture to catch his horse he went  
thru a point of woods on sd North East Side of sd plantation a point lying between  
two masses near to sd Mouth of Cedar Creek he saw a corner marked white Oak marked  
with the Surveyors mark which according to the Relation of M<sup>r</sup> Henricks to him he  
took to be the first bounder of his Land Called Henricks Cove & that his head Line  
came up beyond a Gully above where Edward Clerk now Liveth further saith not

Benjamin Stoddley aged 27 years or thereabouts being Sworn saith that he heard his father  
say that he had bought that tract of Land Called Henricks Cove that the said Henricks had told him  
where to find the first bounder and according to his direction he found a corner marked white Oak  
(which)