

November Court 1730

41

In obedience to a precept hereunto Annexed we James Martin and James Rownd having Given due Notice met the thirtieth day of September on that tract of Land Called Fairfield but no Complainant appearing nor Def^t we met the first day of October following the Complainant being present no Def^t came — Thomas Purnall aged about thirty five years & being Sworn Saith that at his Fathers death he the — Depoant Enquired of his Father Concerning the Bound of Hickory Neck he Acknowledged to him that he had been very Careless in telling his Children the Bound of his Land but say his Father do you know where the horse dunn was in the mine, he answered very well then says right against where dunn was mine stood the bound of Hickory neck upon the middle Ridge of Bushes in the Glade between two necks and further Saith that of his own knowledge when aboy that there stood a marked tree and that his father told him that, that was white oak and that there Hickory neck begun and that to the best of his Depoants remembrance his father told him it was also the first bound of the other Fairfield upon which Ridge as aforesaid now stands a Cedar post at or near the place above mentioned standing about North thirty six paces or there from a Small Gull which said Gull is the division of the two necks viz^t Hickory Neck and the other — Thomas Purnall formerly lived and further Saith not as with us for our hands & day & year aforesaid — — — — — James Martin . James Rownd —

William Freeman } Somerset & Charles absolute Lord and Proprietary of the provinces of Maryland
Commission and Affairs. } and Avalon and Baron of Baltimore &c. To John Scott William Lane Southey
Whittington and Wm Handy all of Somerset County Gent^l Greeting know ye
that we have appointed you or any three or two of you to be our Commission to examine Evidences on
behalf of a certain Wm Freeman of the County aforesaid in Relation to the Bound of tract of Land lying
in the County aforesaid Called Freeman's Discovery we there require you or any three or two of you at some
time and place as to you or any three or two of you shall seem convenient you met on the aforesaid Land
Called Freeman's Discovery (you first having taken your Oaths on the holy Evangelist of almighty God
According to Act of asembly in such Case made and provided) and there Cause 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^t if any and that you or any three or two of you examine them upon their Oaths
all Oaths to be by you or any three or two of you Administered on the Holy Evangelist of almighty God
in the presence of the Complainant or Def^t if any touching the truth or remembrance of their knowledge
or any thing that may relate to the Cause aforesaid and that reducing the Several depositions into Writing
you send the Same together with this our Commission under your or any three or two of your hands, to
us to our County Court of Somerset with all convenient speed Willness Sam^l Hopkins Gent^l Chief
Justice of our said Court the 22^d day of August in the 16th Year of our Dominion &c. Amd^d Doud 1730 —

to the foregoing Commission it was annexed viz^t —
Somerset County & Depositions of Willness Taken up on the Land Called Freeman's Discovery in Somerset
County the 28th day of September 1730 before us the Subscribers Commission appointed by the Worshipfull
the Justices of Somerset County &c. to examine Willnesses Concerning the Bound of the aforesaid Land as
follows viz^t John Townsend Sen^r of Somerset County Planter aged Sixty eight years or there about
being Sworn upon the holy Evangelist of almighty God Deposeth and Saith that he was one of the
Chaine Carriers when the above Land was Laid out and that the white Oak now in his View he then
saw marked for one of the bounders of the aforesaid Land Call^d Freeman's Discovery to the best of his knowledge
being a Small Tree standing on the East most side of the main branch of Dividing Creek within about
five or six yards of the aforesaid main branch and near the Mouth of a Small Branch springing out of the aforesaid
main branch and further Saith not — — — — — John  Townsend
mark.

Edm^d Dickson of Somerset County Planter aged Sixty four years or there abouts being by us Sworn upon
the Holy Evangelist of almighty God Deposeth and Saith that about Twenty eight years ago being alone
in the Woods he saw a marked white Oak on the Easternmost Side of the main branch of Dividing Creek
and when he went home one John Robeson who had formerly lived with Joseph Freeman the then
owner of the aforesaid Land was at his House and he told the aforesaid Robeson that he had seen a white Oak
marked with fifteen Notches near the Mouth of holly Branch and the aforesaid Robeson told him that it was
the Bounder of Joseph Freeman's Land for Freeman's Land Replied the said Robeson does Begin
near — — — — —