

three or two of you at some time and place as to you or any three or two of you shall think convenient you meet on the said Land called Winchester you first having taken your oaths on the holy Evangelist of Almighty God according to act of assembly in such cases made and provided and there came to know 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 deff: if any and that you or any three or two of you Examine them upon their Corporall 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 deff: if any touching the truth or Remembrances of their knowledges or any thing that may relate to the cause aforesaid and that Reducing the severall positions into writing you send the same together with this our Commission under your or any three or two of your hands and seals to us to our County Court of Somerset with all convenient speed Witness Robert King Gent: Chief Justice of our said Court the twenty second day of March Anno Domini one thousand seven hundred and thirty nine

And now to wit the third Tuesday of March being the seventeenth day of the same month Anno Domini one thousand seven hundred and forty at a Court then held at dividing creek before his Lordships Justices in and for the County of Somerset James Samuel Hopkins John Evans, David Johnson, and John Bunnall the Gentlemen nominated in the above Commission and made Return thereof endorsed with the severall depositions thereto annexed in form following

April 18th 1740 Then was Capt: Samuel Hopkins one of the within Commissioners and was duly Qualified to execute the within Commission according to the directions of an act of assembly in that case made Witness Jam: Martin

April 26th 1740 Then was David Johnson one of the within Commissioners Qualified to execute the within Commission according to the directions of an act of assembly in that case made and provided Witness: Sam: Hopkins.

John Evans and John Bunnall was duly Qualified the day last mentioned according to Law Witness Sam: Hopkins

April the 26th 1740 The Commissioners appointed to Examine Evidences of the bounds of Winchester meeting with the two following Evidences at John Batey: vizt: William Henet William Turvill and Elizabeth Glas (w)as or pointed us north easterly to a point of marsh in the lower part of his neck lying open to the mouth of the creek and opposite to St: Martins River at the point of marsh dividing betwosen the creek called Bateys creek the other Henets creek to a certain hut spring out of one into the other with a little Island to the eastward of the said hut called Shad hut as the following Depositions terms it.

William Henet aged about forty one years being solemnly sworn on the holy evangelist of Almighty God by the subscribers the Commissioners to Examine Evidence of a certain tract of Land called Winchester declares that the hut above described he believes to be the said hut and the first bounder of Winchester for the Reasons following for that he heard Ed Capt: William Turvill declare on his path to the Land Judges or Justices some considerable time ago when they mett on the same Land in Disputes