

ham, containing two thousand four hundred and eighty acres and one-half acre, to be held by the name of *Cheviot Dale*. The certificate of survey was returned to the Land Office on the 8th of January, 1827, and on the same day the caution money was paid.

On the *first* day of November, 1826, *Meshak Browning* obtained from the Land Office, a special warrant for two hundred and ten acres of land, lying in Allegany county, in which warrant the description of the location of the land is expressed in these words: "On or near the head of the North Fork of the Little Crossings, and at the large spring, called *Browning's Spring*, and also near a place called *Patke's Pane*, and near the foot of the Meadow Mountain." By virtue of this warrant the surveyor says, in his certificate, bearing date on the *fifteenth* day of the same month, that he had surveyed a tract to be held by the name of *Browning's Hunting Ground*, containing two hundred and ten acres, the location of which he thus describes: "Beginning in the centre between two bounded sugar-trees near the head, and on the west side of the North Fork of the Little Crossings, and south twenty-six degrees and three-fourths of a degree, west about eight perches from the head of a large spring, called *Browning's Spring*, and south five degrees and one-half degree, east about eight and one-half perches from a large white-oak tree marked J. C., and running thence north sixty-three and one-fourth of a degree, east forty-five perches to a bounded hemlock tree standing at the Panthers' Pen, north sixty-nine degrees;" and so on, describing a tract lying in the form of a narrow oblong figure, in about the middle of the one side of which are found the several marks which denote the place of beginning. This certificate was returned to the Land Office on the 23d of March, 1827, and on the same day the caution money was paid.

On the third day of April following, a *caveat* was entered upon this certificate of *Browning's* by *James Cunningham*. An order was passed appointing a day for hearing, authorizing the parties to take testimony before any justice of the peace, on giving notice as usual, and directing the surveyor to lay down and return a plot of the lands. Under this order a plot was accordingly returned, upon which the pretensions of both parties were laid down without any counter location from either; from which it appears that *Browning's Hunting Ground* extends entirely across *Cheviot Dale*. Some depositions were also taken and returned; but, as they develop nothing of any importance, it is deemed unnecessary to state the facts proved by them.