Francis Mercer — Commission — and affidavits

Somerset ss. Charles absolute Lord and Proprietary of the Provinces of Maryland & Avalon Lord Baron of Baltemore &c. To John Scott, William Handy, Hugh Porter and George Dent all of Somerset County Gent greeting Know ye that we have assigned you or any three or two of you to be Our Commissioners to Examine Evidences on behalfe of a certain Francis Mercer of the County aforesaid Planter in Relation to the bounds of two tracts or parcells of Land the one called Glasco containing one hundred & thirty three Acres and the other being a peice of a tract of Land called the Strand containing one hundred and twelve Acres Lying in the County aforesaid we therefore 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 meet on the aforesaid Land you first having taken your Oath on the holy Evangelist of almighty God According to Act of assembly in such case made and Provided & 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 Deft if any) and that you Examine them upon their Corporall oaths to be by you or any three or two of you administred on the holy Evangelist of almighty God in the prefects of the Complainant (or Deft if any) touching the truth or Remembrances of their Knowledge or any thing that may Relate to the Cause aforesaid 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 us to Our County Court of Somerset with all Convenient Speed Witness Sam[l] Hopkins Gent Chief Justice of our said Court &c. —

To the foregoing Commission it was thereunto annexed viz. —

The Deposition of William Lane Aged Thirty three years or there about[s] being Sworn upon the holy Evangelist of almighty God saith that Several years past he was a taping his Fathers Tree from a Stooping white Oake Standing of the Westermost side of Ireland branch & when he went home he told him he had been taping the Tree from a Stooping white oake but found that it did not answer & his father told him the white Oake Corner tree stood Lower down the said branch on the said side, at this time which said Stooping white Oake he believes it to be the Corner tree on the southermost side of the Land that was formerly his fathers now in the Possession of Mr. Francis Allen and this Deponent further saith not Sworn before us this 29 Day of October 1728 —

John Scott —
William Handy —
Hugh Porter —

The Deposition of Hugh Porter Aged thirty two years or there about[s] being Sworn upon the holy Evangelist of almighty God Saith that about nine or ten years past being in the woods in Company with Walter Lane Junr. Planting Locust Tree Oake with him, he told me to the Best of my Knowledge, it was a Corner tree Between Tho. Robins and the Land that my father Hugh Porter bought of Thomas Beal and this Deponent further saith not — Sworn before us the 29th day of October 1728 —

John Scott
William Handy —