

16 The Deposition of John Vance taken in conformity with an Order of the County Court of Marion perpetuating Testimony respecting the Improvement boundaries and special Calls of Vances Preemption on mill Creek taken at the improvement on the third Tuesday in September One thousand Seven Hundred and ninety six

This deponent being sworn deposes and says that on the 10th of February One thousand Seven Hundred and ninety six he assisted in Company with Samuel Roggs William Bartlett and others to make an improvement & Cabin at this place for John Vance Senr of or near Chambers Town in Pennsylvania and that some vestiges of the said improvement now & there still remains on the west side of said Creek about ten poles or thereabouts from a sink hole spring from which he particularly recognises the spot

sworn by H. Marshall as atty. for Life
Hood was said John Vance Senr in

17 in Kentucky, at the time said improvement was made for him.

Ans. I believe he was not; he was not in the company who made the Improvement.

Quest. 2^d Was S^r John Vance Senr in Kentucky previous to the granting of the Claim by the Court of Commissioners

Ans. Not to my knowledge I never heard he was as I was intimately acquainted with him it is probable I should have heard of it if he had.

Quest. 3^d As S^r John Vance Senr was not in this country who was employed to make the Improvement for him.

Ans. William Lindsey was to point out the spot and was to make the improvement.

Quest. 4th Have you the Deponent obtained a Preemption for Improvement made in that year.

Ans. Yes.

Questions by Thomas Young on behalf of Levi Todd

Quest. 1st Was not this William Lindsey's Claim.

Ans. Not to my knowledge.

Quest. 2^d Was this the spot pointed out by said Lindsey for building said Cabin.

Ans. Yes.

Quest. 3^d Was there not some Goumbling in the Company because S^r Lindsey had the best spring on the outside

Ans. Not that I recollect.

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Q. Did not said Linsey first discover this spring
A. I suppose he did either him or his brother Joseph I think
Question by Francis Taylor att^r for the heirs of said
John Vance senr. -

Q. Was you not paid by said Vance Senr making this im-
provement and Cabin -

A. I was - And further this Dependant says
not sworn to before John Johnston a Justice of the
Peace for said County the date above and attested
by said Johnston and John Machin two of the
Commissioners appointed for this purpose and sub-
scribed in their presence by the said Dependant

John Machin

John^{his} Vance
shank

John Johnston

We Certify that the above Deposition was Taken
in presence of Bartholomew Fitzgerald and Robert
Morrison & a Rowden marked V and Hickory marked
improvement with the letters I V

John Machin

John Johnston

Mason County, Va December Court 1795
This Deposition for Establishing Vance Preemption
was Returned by the Commissioners and Ordered
to be Recorded Teste Tho. Marshall Clerk.

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The Deposition of Joseph Wilson Taken in Com-
formity with an Order of the County Court of
Mason County for perpetuating Testimony, respecting
the Improvement and Boundaries of John Lafferty's
Preemption on the Waters of Lawrence's Creek taken at
the improvement the fourth Friday in September in
the year Seventeen Hundred and Ninety Six, The de-
pendant being first sworn deposes and says that as
well as he recollects and believes in January or February
in the year Seventeen Hundred and Seventy five or seven-
six he this deponent came to this spot in search of a
certain David Perry who he found here in company with
the said John Lafferty. That Perry told this deponent
in the presence of the said Lafferty that this was the
said John Lafferty's Improvement - that the improve-
ment appeared to be entirely new at that time and this
deponent ~~also~~ was not more than a few days
old, That said David Perry cut letters on a blue
ash tree within a few yards of the said Improve-
ment and calling to the said John Lafferty, said you
will know your Improvement by the Imprinting of
your name, which I have cut on this tree - That the
tree is now down, but the letters are still visible
and are the same now shown to the Commissioners -
viz I H that there were also letters cut on a white Oak
now standing close to the Improvement - many of the
Logs of which Improvement are now to be seen and lay
near to the Improvement the same now shown