

Beard the
Inventory 86

Thomas Beard's estate In obedience to an order of Court dated the 25th day of July 1716 the subscribers being first sworn Before Mr. Burdett Ashton and afterwards appraised the estate of Thomas Beard as followeth —

To 18 th of pewter	2 ⁴ 8	To 1 Iron pott	4 ⁵ 8
To 1 sute of cloths & 3 y ^{ds} of Lining	1 ³ 0	To 1 frying pan & 1 piggon	3 ⁶
To some old bedding	3 ⁰	To 4 Cows & 2 y ^{rs} old & 1 calf	5 ⁰ 0
			<u>7² 6</u>

Testes Hugh French, Laver. Butler Marada Price the sd appraisers was sworn before me this 27th day of August 1716
Burdett Ashton —

Westmth 16th 13 August the 29th 1716 Returned into court & Recorded the 30th of sept.
then met —

Spencer

78

Vaughan

Sum's Rep 4

Westmth 16th 13 Pursuant to an order of Westmth County Court dated the 27th day of July anno Dom 1715 the whose names are hereunto subscribed & seals affixed being sworn by Mr. John Chilton one of his majties Justices of the peace for the County pursuant to the aforesaid order on the 18th day of this instant to try the issue joyned between Francis Spencer plif and Corderoy Vaughan Dift — the did proceed to survey & lay out one certain patent for 250 acres of land first granted unto one John Arms by on the 30th day of Jan^y 1650 and begun at a marked Red oak on the westward side of a Creek which divideth this land and the land whereon Neck^l Spencer esq^r father of the Plif formerly lived and run from the

marked red oak east being the course of the patent 220 poles
 from thence south 125 poles from thence west to a creek
 where we ended this our survey of Armsbys patent aforesaid
 which said survey is described in the surveyors Platt by black
 lines and was made at the instance of the defendant it being
 as he alleged it ought to be surveyed and we did also order
 by the consent of the Plaintiff and defendant that the survey-
 our should describe the bounds of aforesaid Patent for 250
 Acres by prick'd lines it being as the Plaintiff alleged it should
 be surveyed. We do also find by the oath of Jacob Remy that
 in the year 1661 he carried the chain in a survey that was made
 on the land which Nicholas Spencer esq^r his then master
 afterwards purchased & lived by one Richard Wright and
 the aforesaid Nicholas Spencer esq^r and that they then came
 to a tree near where the tann falls now stand which tree
 stands at the head of sq^r Creek whereon we began our
 Survey first herein mentioned and that there they left of their
 survey went down to the house where one ~~Mr~~ Chum lived
 who married the widow of the aforesaid John Armsby near which
 tree we came with our east course mentioned in our first
 Survey we do also find that the aforesaid Nichol^s Spencer
 esq^r the 18th day of Aug^t in the year 1662 purchased of the
 aforesaid Richard Wright and Anne his wife 900 acres of
 land bounded as followeth West North West & by West into
 Romney Bay and east north east upon Potomack River
 South upon a great Pond so bounded by a line of marked
 trees Beginning at the head of sq^r main branch of
 the aforesaid pond dividing this line from the land of
 Mr. Richard Wright crossing the head line of the whole
 dividend West on the line of John Armsby deed and south

by test on the head line and a creek which divideth
 this land of the said Mr. Spencer and the land of the said
 Arms by test do moreover find by the oaths of Mary Taylor
 Mary Remy & the aforesaid Jacob Remy that the aforesaid
 John Arms bys successor did live in the sd field a little
 above where was begun the survey which is marked on the
 plat by black lines unmolested but that they never
 knew the aforesaid John Arms by but that heard &
 always understood he lived there and that land was cal-
 led his until the aforesaid Nicholas Spencer esq. pur-
 chased the same: We doe moreover find that the aforesaid
 Nicholas Spencer esq. the 20th day of November in
 the year 1672 bought of James Hardwick and Anne
 his wife the daughter & heir at law of the aforesaid
 John Arms by the aforesaid 250 acres of land. We doe more-
 over certify that it agrees between the Plff & Defend^t
 that the survey of a certain piece of land formerly one
 Newberryes and which the Plff alleges is contained
 in a patent for 132 acres of land granted to one George
 Wallis which the plff claims should be suspended
 untill this report is determined concerning the bounds
 of the aforesaid Arms bys Patent We doe also find
 that the plff produced to us the deposition of certain
 Francis Clay & Rice maddock to prove to us the
 Bounds of Motloms patent for 962 acres of land
 as alsoe sundry orders of the Gent^l Court made in a
 suite formerly depending between one Francis Elwright
 & one Maj^r Thomas Bouelle to the same end as alsoe
 a Jurys Verdict & a survey made by the said Jurys
 in a dispute between one Maj^r Francis Elwright

and one John Spencer to the same end all which several papers in this Verdict mentioned which letters delivered to us by either the Plif or defend.^t are here inclosed We do further find that the plif produced to us one certain patent for 963 acres of land granted to one John Motbrom the 13th of August 1658 and alleged that we ought to begin Armsbys patent on the Westward side of a Creek and on a line east from the southernmost end of an island which lies on the West side of the aforesaid 963 acres of land because that was the line of Motbroms Patent aforesaid which do line is described in the platt by prick^d lines and if upon the whole matter the court shall adjuage that the aforesaid Patent granted to the aforesaid John Armsby shall be bounded as it is described in the surveyors Platt by the prick^d lines we do find that the defend.^t is a trespasser and that the Plif is dampnified to the value of two Shillings & six pence Sterling But if the court shall adjuage that the aforesaid Patent granted to the aforesaid John Armsby shall be bounded as it is described in the surveyors platt by the black lines we do find for the defend.^t In Witness whereof we have hereunto set our hands & affixed our Seales this 20th day of August 1715 Edward Carsdell
 Seal Jos Carr Seal M^r Peirce Seal M^r Le Walker m^r
 Seal James Coleman m^r Seal W^m Le Walker Seal John
 Le Wellington Seal Richard Sanford Seal M^r Maxwell Seal Thomas Spence Seal Wharton Ransdell Seal
 Richard Dozer Seal

Westmst H^{ts}

29th day of Aug^t 1716 - Returned into
 Court and on Motion of Francis Spencer was

admitt to Record and was entered on Record the 20th
of Sep^r then next —

Spencer

vs

Vaughn

Surveyors

Report

Westmth 3 August the 18th 1715—In obedience
to an order of the above sd County court dated the
the 27th of July 1715 in the accon of trespass brought
by Francis Spencer pltf against Cordery Vaughn def
The subscriber being the survey^r in the said order
Mentioned did meet upon the lands in controversy
on the day & year abovesaid together & in company
with a Jury being duly sworn and do now make
Report to this W^{or}pp^{te} Court that I survey^d
for the bounds of a patent for two hundred & fifty
acres of land Granted one John Arms by dated the
30th of Jan^y 1650 and by the sd patent bounded as
followeth viz^t Situate in Northumberland County
upon the south side of Potomack river beginning
at a marked red oak Standing on the left side
of a creek which divides this land and the land
of Mr. Mottrom and extending even and upon
Mr. Mottroms marked trees east 320 pole into the
main woods south 125 po. and westerly upon a
small branch that divides this land & the land
of Thomas Goull under which patent the Pl^{tf}
claims and according to the opinion and di-
rections of the Jury I began to survey for
the bounds of the sd patent at the teller A
in the clavis being a red oak Standing on the

South side of the mouth of a creek which goes before
 Mr. Spencers door which the Jury thought to be an an-
 tient marked tree and from thence extends east
 according to the black drawn line plat 320 pole
 to B. in the clavis thence south 125 pole to C.
 thence west 266 pole to the letter D in the clavis which
 ended upon the eastward side of another creek part-
 ing this land from the land formerly belonging
 to Tho. Youell now in possession of Capt. John
 Bushrod thence down the said creek the several
 courses & meanders thereof to the place begun
 including water & land 222 acres 2 Rods and 25 perches
 of land & water which black lined figure the Jury
 were of opinion according to their evidence
 was the very same land that Tho. John Arms by
 first took up seated & held during his life but the
 Plat not concerning nor yielding with the verdict
 of the Jury by Capt. George Estbridge his attorney
 alleging that the survey was begun within the
 bounds of Mr. John Mottoms senr. patent and had
 taken great part thereof into the survey for Arms by
 patent to the great prejudice of the Plat now being
 in the possession of Mottoms westernmost part of his
 patent lying next to Romney bay & said that the be-
 ginning of John Arms bys Patent is upon Mottoms
 head line and begins opposite to the southernmost
 end of an island at the letter C. and extending along
 the black brickd line plat begun by a late Jury
 & finished by this present Jury beginning on the west-
 ernmost side of a small cove or creek demonstrated.

in the plat and extending as the prick'd line
goes east 320 pole south 125 po. and west 142 po.
Which ends at the Letter F and on the outward side
of the creek dividing this land from the land of Capt.
John Bushard formerly the land of Mr. Thomas Gruell
and from thence extending down the said creek
the severall courses & meanders thereof including
land & water one hundred & eighty acres one rood
& thirty five perches after which being finished the
Jury proceeded to make their report the chain-car-
riers were sworn the survey was completed the 20th
of the above instant to me Tho. Thompson surveyor of Westm^o
County

A Clavis to the Plat

- A Is A Red oak beginning of the black drawn Line
- B Is the end of the 320 po. upon the east Course
- C Is the end of 125 po. upon the south course
- D Is the end of 266 po. upon West Course -
- E Is the Westermost side of a small creek or cove where the
former Jury began - and run according to the black
prick'd line to **F** where the defend^t. Stop'd the chain -
- G Is Mr. Spencers dwelling house
- H Is a Celler or hole where the evidence of Int. Armistey lived
- I Is the Island

Westm^o Sept. the 29th 1766 Returned into Court and
on motion of Francis Spencer was admitt. to record
and Recorded the 20th of Sept. then next