

579
December y^r. 28th 1802

Then resurveyed the highway by us and our order,
that leads from the highway near Abner Brownells House,
to the Country Road near George Lawtons, begun at a large
stump in the south east corner of William Woods land,
thence north nineteen degrees west, forty four rods, ~~thence~~
~~thence~~ thence north eight degrees West, Sixty three
rods. thence north, seven and one half degrees west. one
hundred and seventy two rods, to a Corner, the north side
of Josiah Brownells land, thence West eleven degrees
south, thirty four rods to a Corner, thence north, twenty
four degrees west, nine rods, thence north fourteen
degrees west fifty five rods, thence north five and one
half degrees west, fifty two rods, thence north twenty
degrees west ~~west~~, thirty seven rods, thence north
thirteen degrees west, twenty two rods and one half, to the
"drift way, that leads westerly by Edmond Moshers,
to Tuxton line, thus far the way is four rods wide,
and the ranges are all on the westerly and Southerly
side of said way, then we measured east forty feet
across said way, for the width of said way, from this
place, from thence north two and one half degrees west,
one hundred twelve rods and one half. to the corner
of Abner Potters orchard, thence East five degrees North
ten rods, thence north ten and one half degrees east ~~east~~,
twenty seven rods, thence East Six degrees north twenty
four rods. thence north. two and one half degrees west,
fifty eight rods, to the south west Corner of land formerly
belonging to Robert Mosher, Deceased. thence East two
and one half degrees north twenty three rods and
one half. thence north sixteen degrees east, twenty
nine rods, and one half, thence north nine degrees
east ~~east~~ — ~~thence~~ forty nine rods, thence north, nine and
one half degrees east, thirty six rods, to John
Devols land. Thence,

thence north eighteen degrees east, thirty two rods,
 thence north, thirty one degrees east, fifteen rods, thence
 north forty degrees east, eighteen rods and one half,
 thence north, thirty two degrees east, thirty nine rods,
 to George Woods land, thence north ten degrees west
 forty rods, thence due north, thirty rods to the highway,
 that comes from Tripps Corner so called, the ranges are
 on the Easterly and Southerly side of said way,
 and where there is any alteration made in this
 way, it is exchanged for and in lieu of the
 former way,

John Mosher } Select Men
 Abner Brownell } of Westport.

April y^e 2^d 1804 Voted to accept the foregoing return
 of a highway and that the same be recorded.

Attest William Abney Town Clerk

Recorded April y^e 3^d 1804

By

William Abney Town Clerk

December y^e 28th 1802.

Then was resurveyed by us the subscribers, a part of
 the drift way, that leads easterly, by Lovet Tripps,
 into the highway, that leads from the town house, to
 the Center meeting house, beginning at a Corner, of
 the highway, near land formerly belonging to Jonathan
 Taber (Deceased, thence due East forty rods, to the east
 side of this drift way, as it was formerly laid out,
 the ranges are on the south side ~~side~~, and is four
 rods wide, and is to be considered in lieu of the
 former way as far as the altered way goes,

John Mosher } Select men
 Abner Brownell } of Westport,

April y^e 2^d 1804

Voted to accept the foregoing return of an alteration of a drift
 way and that the same be recorded William Abney Town Clerk

Recorded April y^e 3^d 1804 By William Abney Town Clerk

This is to give notice that on the 9th day of July
Inst. I found and took up a Bright Mare,
with a star in her forehead, and verry much
Saddle Backed a natural trotter, her age and her
owner to me is unknown, William Abney
Recorded July 9th 1804, By me William Abney Clerk.

To William Abney Esq^r Clerk of the town of Westport,
Westport Aug^r 13th 1804 - -

This is to give you notice, that on the ninth day of August,
Inst. I found in my inclosure four sheep, namely three
ones, & one Lamb. all white ones. their ears verry much
cut to pieces, except the lamb which has no mark -
the owner whereof to me is unknown - said sheep has
been at large on the highways Winton Case Jun^r
Recorded August 13th 1804 - -

To William Abney Esq^r Clerk of the town of Westport,
This is to give notice that on the twenty first day of
October Inst. Broke into, and found in my inclosure,
in Westport. a red coloured two year Stear. with
some white on his tail, the owner whereof to me
is unknown - - William Abney

Westport Nov^r 2nd 1805 - -
Nov^r 3rd 1805 Recorded by me William Abney Clerk

Wee the subscribers fence viewers of the town of
Westport,

Then divided, the fence between Roger White and
George White. between their lands, begining at the
drift way, runing westerly and southerly, George
White takes fifty one rods, Roger White takes fifty
one rods, then George White takes forty four rods,
then Roger White takes forty four rods. runing
southerly and westerly. then Roger White takes
eighteen rods and one half. westerly and southerly
on the marsh. then George White takes,
all the rest on the marsh northerly,

Westport June 20th 1804 Benjamin Brownell
Thomas Cornell - -

Recorded the above March 12th 1805 -
William Abney Clerk

Westport May 31st 1804 - -

Wee the subscribers fence viewers of the town of Westport,
then divided the fence between Jerathmel White, and
Peleg Cornell, begining at the east end of their land
and runing westerly. between their lands. Peleg
Cornell takes twelve rods and half. Jerathmel
White takes twenty seven rods and four feet, Peleg
Cornell takes fourteen rods and twelve feet,
then begining at the south end on the drift
road, and runing northerly, Peleg Cornell takes
six rods. then Jerathmel White takes fourteen rods
and twelve feet, then Peleg Cornell takes eleven
rods. and eight feet, as witnesses our hands

Recorded March 12th 1805 Benjamin Brownell
By Wm Abney Clerk Bradford Richmond - -

Began to Perambulate, and divide the highway that was formerly laid out in the year 1718. from the North East corner of Robert Furby's homestead, northerly up to the head line of the town, & southerly down to the sea shore. —

Which said highway by an Act of the General Court, passed, in the year 1787, is established as a boundary line, between the towns of Dartmouth and Westport, and to be amended, and kept in repair by each town in proportion, with the tax No 5. —

And was Perambulated, & resurveyed, in the year 1790. which bounds, & courses, we have now followed, this 13th and 14th days of August 1798, and divided said highway to each town, as follows, Beginning at the said N.E. corner of Robert Furby's homestead, near Govt Cornells dwelling house, thence south about six degrees east, as the wall ~~stands~~ stands, on the west side of the way, two hundred and fifty four rods to a bar way, thence south seven & one half degrees east, sixty three rods, and one half, to Job Abnys's orchard, thence south thirty eight degrees east, across the corner of the wall ^{three rods to the wall} on the east side of said orchard, thence south about twenty one and one half degrees east, two hundred and eleven rods, to the corner of said Abnys's wall, at the Beach, thence on the same course, sixteen rods to a ledge of rocks, in the surf of the sea, at low water mark. —

All this first and aforesaid, part of the highway, is for the town of Westport to amend and keep in repair, (being five hundred & forty seven rods and an half.) 2nd Begun again at said Furby's corner, thence easterly three rods, and an half, across the drift way, to the corner of the wall, thence east twenty four degrees north, as the wall stands, fifty two rods to an elbow thence east twenty five degrees north, sixty five rods, and an half, to a corner, thence north, eleven degrees west, one hundred and thirty two rods, & an half, to the N.E. corner, of the land, that was Daniel Giffords, late deceased, thence north six degrees west, thirty five rods to an elbow, thence north, twenty four degrees west, six rods, & an half, to a turn in the wall, thence north six degrees west, twenty five rods & one Quarter thence north twenty five degrees east four rods, thence north, five degrees west, one hundred & fifty one rods

Went to a stone heap, at the north end of Wilcox's Barnway near the southerly end of the long Bridge. —

All this second part of the highway, is for the town of Dartmouth, to amend and keep in repair, (being four hundred, & seventy five rods, and a Quarter,) thirdly from said stone heap, at Wilcox's Barn way, thence north ~~about~~ about forty degrees East, over the swamp by the Bridge, thirty eight rods, to a stone heap, by the way, thence north seven degrees west, forty six rods, to the south east corner of Timothy Giffords lot, thence north three degrees east, by the wall, forty eight rods, thence north twenty six degrees east, fifty nine rods, to a stone heap, laying four rods westerly of a marked rock, thence from said stone heap, north nineteen degrees east, sixty four rods to a saplin oak, with stones about, by the side of the path, thence north, eight degrees west, untill it comes to the second wall, from the south line of Peleg Butts's land, (supposed to be about one hundred and forty eight rods,) All this third part of the highway is for the town of Westport to amend and keep in repair, being about, four hundred and three rods, — fourthly from said second wall, on the same course north, untill it comes to where was a winding log, near the north west corner of Peleg Butts's house, (supposed to be about sixty rods from said second wall,) and is two hundred and eight rods from said saplin oak, from thence north fifteen degrees west, untill it comes opposite to Giffords windmill, supposed to be about sixty rods, All this fourth part of the highway is for the town of Dartmouth, to amend & keep in repair, being about one hundred & twenty rods. —

Fifthly from said windmill, North fifteen degrees west, untill it comes to a stone heap, a N.E. corner bound of Paltman's land, (supposed to be about one hundred and twenty three rods, from the Wind Mill,) and is one hundred & eighty three rods, from said Butts's house, thence north twenty two degrees west, one hundred & ninety three rods, ranging with Cornelius Brownells wall from the Sea to this place & the bounds and ranges are on the westerly side of the way, thence we crossed the way east, twenty two degrees north four rods, to a stake and stones on the east side of said way, laying by the fence, and,

And bears west thirty degrees south, about five rods & an half from the south west corner of Thomas Gidleys house, thence north, twenty five degrees west, fifty rods, to a stone heap on the west side of a black oak tree, thence north twenty six degrees and an half west, forty nine rods to an elbow in the wall of Gidleys land, four rods easterly from a flat Rock, with stones on it, formerly Wilcoxes N.E. Corner. Bound, thence from said elbow in the wall, north three degrees east, fourteen rods and an half, to a stake. thence north about seven degrees east, fifty rods to a stake & stone heap, thence east forty two degrees north, seventy five rods to a stake, and stones in the westerly line of the land, formerly belonging to Joseph Allen deceased, thence on said course, fifteen rods further, to a sapling Black Oak, leaning northerly, over the path, thence east, twenty five degrees north, nineteen rods and an half to a great white Oak, thence north fifteen degrees east forty six rods, to a small white oak, thence north, about forty degrees east, fifty six rods, to a stone heap, at the parting of the way, being a bound of the way, that comes from Packards saw mill, All this fifth part of the highway is for the town of Westport, to amend & keep in repair, ^(being) about six hundred and ninety five rods.)

Sixthly from said stone heap, at the parting of the way, thence north, half a degree east, two hundred and four rods, to the place where formerly was a pine tree marked, X thence north fifteen degrees east, two hundred & six rods, to a stake by the wall, thence north three degrees west, one hundred and thirty six rods, to a stone heap on the south side of the Country road, four rods easterly from Giffords corner, all this sixth part of the way is for the town of Dartmouth to amend and keep in repair, (being five hundred and forty six rods, Seventhly from said stone heap on the south side of the Country road thence north twenty degrees east, thirty seven rods, to a stone heap, thence north nineteen degrees west, one hundred and eighty two rods, and an half to a white oak sapling, thence north thirty three degrees west, twenty rods to a stake and stones, on a hill at the parting

parting of the way, thence north thirty three degrees west sixteen rods, over the swamp, to a stone heap on the left hand side of the way, in this last course we crossed the way, and bounded it on the westerly side thereof, as follows, from the said stone heap north fourteen degrees west, about thirty five rods and an half, to a stone heap. All this seventh part of the highway is for the town of Westport, to amend and keep in repair, (being two hundred and ninety two rods, and an half.) Eighthly from said stone heap, last mentioned, north fourteen degrees west, twenty seven rods, and an half, to a stone heap, by the corner of the fence, near opposite, to Maccombers house, (formerly Mosher) thence north, nineteen degrees west, sixty rods, to the bank of the River a little above the saw mill, called Potters, thence north, nineteen degrees west, about three rods, across the river, to a stake, with stones about it, from thence north, eighteen degrees west, two hundred and sixty rods, to a pine tree, marked, Y. thence north twenty two degrees west, three hundred & forty eight rods, to a stone heap, by the north east corner of William Pettys old house All this eighth part of the highway, is for the town of Dartmouth to amend and keep in repair, (being six hundred and ninety eight rods,) and further each town is to have all the timber, & wood included in each part of the highway, as herein before divided unto them, & the remaining part northward from Pettys old house, we have not divided the highway, but the bounds and courses, are from said house, north eight degrees and an half west, three hundred and thirty rods, to a stake and stone heap, on the southerly side of the way, that leads over Bread and Chase Brook, from thence on the same course to Pretown line. And all the aforesaid highway is an open way of four rods wide. In witness whereof we have interchangeably set our hands -

Abner Brownell } Select Men
Roger White } of Westport -
Ephraim Tripp } Committee chosen for
William Gifford } said business by the
town of Dartmouth,
N.B.

N.B. It is understood that the way for the town of Dartmouth to amend and keep in repair, where it crosses the River above the saw mill, (called ^{saw} Pithers mill) that it is not understood for the towns to be at the expense of more than the Plank over one Bridge. & that to be over the main stream of the River...

Note what is here above written, is to be read after the words eighty rods. in the twenty first line from the top. and is to be a part of the division of said Road aforesaid,

Abner Brownell Select Men of
Roger White Westport

from 164
to
Crops
Abner Lovels ear mark for his Creatures is a half Crop behind the right ear, ^{and} Crop off the Left - Record May 28th A.D. 1805

William Abney T. Clerk

Set to
this
Sept. 19. 1804
John Briggs Ear Mark for his creatures is two holes in the right ear - William Abney T. Clerk
Recorded June 5th A.D. 1805

Isaiah Burdins Ear mark for his creatures, is a fore Lad in the ^{left} ear, and a half penny behind the same - William Abney T. Clerk
Recorded June 5th A.D. 1805

Samuel Willcox ear mark for his creatures is a half penny before and behind each ear.

Recorded June 24th A.D. 1805 William Abney T. Clerk

Humphrey Willcox ear mark for his creatures is a half penny behind the right ear -

Recorded October 28th A.D. 1805 - By me William Abney T. Clerk

Warren Giffords ear mark for Creatures, is fork in the end of the left ear, and half penny behind the same -

Recorded March 7th A.D. 1806, By me William Abney T. Clerk

Jonathan Sowles ear mark, for his Creatures, is a Crop of each ear and a half penny under the left - William Abney T. Clerk

Recorded April 8th A.D. 1806

Luther Tripps ear mark for his Creatures is a half penny before the right ear, and a slit before the left.

Recorded April 10th A.D. 1806, William Abney T. Clerk

Thomas Brightmans Ear mark for his creatures, is a Crop of right ear, and a half penny behind the same, and a hole in the left -

Recorded February 27th A.D. 1807

By me William Abney T. Clerk

Whereas Samuel Willcox of Westport in the County of Bristol hath represented to us the subscribers, two of the freeholders, of said town duly chosen and engaged, that that he is desirous of improving in severalty, the land given to him and Humphry Willcox by Samuel Willcox late deceased in his last Will and Testament, and to have a partition fence between them in the line, where the same has been divided, by a committee appointed by the Judge of Probate of Wills &c. for that purpose, and that the said Humphry Willcox has refused and neglected, to divide the line where the fence ought to be built, and hath therefore requested us, to divide the same, and to assign to each party his share thereof according to Law.

Wee therefore having given due notice to the said Humphry Willcox, have divided and assigned each ones part of said fence, in the line mentioned in ~~the~~ ^{the} division, of said land by the committee aforesaid, as follows, viz —

the said Samuel Willcox shall build and maintain, a fence on the line running from the River, thirty eight rods and eleven feet, (including the water fence) to a long stone laid across the walk. From thence the said Humphry Willcox shall build and maintain, a fence on the line forty one rods, and eight feet untill it comes to the north side of a pair of Bars, from thence for Samuel as aforesaid, eight rods & three feet, from thence for Humphry as aforesaid, fourteen rods and ten feet, from thence on the line, for Humphry to build, five rods and ten feet, to the highway, and after a lawful wall is built there, for Samuel to maintain & repair the same. the

the last said five rods and ten feet: and for the said
 Humphry where ever he shall pass through the fence of the
 said Samuels by the river. in the way granted to said
 Humphry in the division of the land. that the said
 Humphry leave the same in as good repair or order. as he
 shall find the same in -

And do hereby Assign the term of thirty days. from the
 date hereof. for making up said fence. whereof the several
 parties. aforesaid are to take notice -

Given under our hands and seals, this twenty eighth
 day of October in the year of our lord one thousand eight
 hundred and five --

Benjamin Brownell (Seal)

Thomas Cornell - (Seal) -

Recorded Nov-22nd 1805

By William Abney, Town Clerk -

To William Abney Esq^r Clerk of the town of Westport,
 Sir this is to give you notice, that on the 10th Inst. I
 have taken up going at large, in the highway
 within the town of Westport, twenty seven
 sheep. & Lambs, one of them being a black sheep,
 and the others white ones. & one black lamb, & the
 others white ones, and have put them in the pound
 in the town of Westport, for the recovery of the sum
 of five Cents, a head for each sheep. thus found going
 at large, in the highway without a keeper,
 as damage ^{for the injury} sustained thereby, The owner to me
 whereof is unknown— William Macumber

Westport May 13th 1806

Recorded May 13th 1806 W^m Abney J. Clerk

Shabod Tripps ear mark for his creatures a half cropp
 behind the right ear

Recorded April 7th 1807. By William Abney Town Clerk

Erskine Tripps ear mark for his creatures is square
 half penny before the right ear, and a half penny and
 a guard, behind the left ear

Recorded April 7th 1807 By me William Abney J. Clerk

Benjamin Davies ear mark for his creatures is a slit
 behind the left ear, and a half penny behind the
 right,

Recorded April 7th 1807 By me William Abney J. Clerk

To William Abney Esq^r Clerk of the town of Westport.
 This is to give you notice, that on the 10th day of May
 Inst. I found and have taken ^{up} going at large in the common
 or highway. within the town of Westport, thirteen sheep
 and nine lambs. of the following colour & marks.
 namely six white ^{young} sheep. marked with a half penny
 behind the right ear, and a slit behind the left,
 one white weather of the same mark one white year
 marked. with a half penny behind the right ear, and two
 holes in the same, & two holes in the left ear, & a slit
 behind the same; one white weather fettered. marked
 with a half penny behind the right ear. one white
 horned year. fettered marked with a half penny behind
 the right ear, a cropp of the left ear. & two half
 pennys in the same, one white year marked with
 a half penny before and behind the right ear. and
 two half pennys behind the left, one white ram
 with horns. & fettered. marked with two half pennys
 behind the right ear, & two half pennys behind the
 left, & slit behind the left, one black year. white face
 marked with a hole in the right ear. and half penny
 behind the same & two slits behind the left, &
 eight white lambs, no artificial mark, & one black
 lamb. no artificial mark which sheep and lambs.
 I found going at large without a shepherd. or keeper,
 and impounded them in the town pound in Westport,
 for the recovery of five Cents p^r head. for each sheep.
 & lamb. as damages for the injury sustained.
 the owner of them to me is unknown.

Westport, May 16th 1806

Recorded May 16th 1806 William Macumber
 Clerk

Whereas a dispute has arisen, between Benjamin Willcox of Westport, in the County of Bristol, and Samuel Willcox of the abovesaid town, about their respective rights in a partition fence, in the line between their lands, or farms at Westport aforesaid.

Wee the subscribers, Free Viewers of the town of Westport duly chosen and sworn, having on the application of Benjamin Willcox, and after having given due notice to said ~~Samuel~~ Willcox, viewed the premises and duly considered the matter in dispute, have assigned to each of said parties, his share of said fence as follows, viz. The said Benjamin Willcox shall build and keep in repair, a good sufficient fence from the westerly end of the water fence, easterly as the wall now stands, fifty two rods and five feet, to a stake standing by the side of the ^{said} wall, and the said Samuel Willcox shall build and keep in repair, a like fence from thence to the highway or drift way, it being sixty four rods and ten feet.

Given under our hands, at Westport aforesaid, this fifteenth day of June, in the year of our Lord one thousand eight hundred & seven --

Thomas Cornell } Free
George Allen } Viewers

Recorded June 16th AD 1807

By me William Abney Town Clerk

Westport August y^e 15th AD 1800 --

Here followeth a division of fence, between John Dyer and Lachens Dyer, Beginning at the south west corner of Benjamin Snells land, thence southerly ten rods to Lachens Dyer, then twenty one rods to John Dyer, then eleven rods to Lachens Dyer, then nine and three Quarters to Lachens Dyer, then eight rods to John Dyer, the above division being agreed upon between us the subscribers, the day and year abovesaid, as Witness our hands

In the presence of

Jobes Little Junr.

Lachens Dyer
John Dyer

Recorded October 12th AD 1807

Westport October y^e 5th AD 1807 --

Here followeth a division of fence, between John Dyer and Gilbert Manchester, of said town, Beginning at the west side of the road, that leadeth from the head of the west branch of Acosset river down to the sea, near Preserved Dyers ~~House~~ dwelling house, from thence westerly fourteen rods and three Quarters to John Dyer, from thence westerly fourteen rods, and three quarters to Gilbert Manchester, the above division being agreed upon, between us the subscribers, the day and year abovesaid -- as witness our hands

In presence of
Lachens Dyer
Samuel Dyer

John Dyer
Gilbert Manchester

Recorded October 12th AD 1807 By me William Abney Town Clerk

To William Abney Esq^r Clerk of the town of Westport,
This is to give you notice, that on the second day of
November Inst. I took up a stray heifer. of a light
red colour. two years old. no mark. natural or artificial
whereof the owner to me is unknown...

Westport November 4th 1807 Thomas Cornell.

Recorded November 4th 1807 by me William Abney T. Clerk

Sett to Stephen B.
Gifford page 146

Mary Gifford's ear mark. for her Cattle
is a fork in the end of the right ear
and a crop of the end of the left -

Recorded Nov- 27th 1807

By William Abney T. Clerk

To William White Clerk of the Town of Westport,
This is to give you notice, that on the Sixth Day of January
Instant I took up a ~~Red~~ Sorrel mare with a white
strip in her face Intermixed with Red hairs White
mane and tail, both hind feet White with saddle
Bridle & halter. The Owner Whereof is to me
unknown

Westport January 7th 1808. John Crowell

Recorded January 7th 1808.

by me William White T. Clerk

(97)

Pelig Chases ear mark for his Creatures is
a fork gad in the Right Ear & a half penny in
Behind the Same Recorded January 8th 1808
By William White Town Clerk

Set to
Wing How-
land 97.

William Whites Ear mark for his Creatures is
a fork in the Right ear & a Slit in the End of
the Left.

Recorded January 8th 1808 By W^m White Town Clerk

Aaron Buffinton's Ear mark for his Creatures
is a Crook off the left ear and two Slits in the
End of the Right

Recorded Janu^y 14th 1808 By W^m White Town Clerk

Edward Wing's Junr Ear mark for his Creatures
is a crook off the left ear & a Slit in the end of
the Same and half penny before it

Recorded Janu^y 14th 1808 By W^m White Town Clerk

William Capes Ear mark for his creatures
is a fork in the left ear & two half pennys
Behind the same.

Recorded March 29th 1808 by W^m White & J. Clerk

George Brownell Ear mark for his creatures
is a fork in the Right Ear

Recorded April 18th 1808 By W^m White & J. Town Clerk

Wing Howland's Ear Mark for his
Creatures is a fork in the Right ear and a slit
in the End of the Left

Recorded Febru^y 14th 1809 W^m White & J. Clerk

(98)

This agreement of a Division of land made & concluded
Upon this fifth day of December in the year of our
Lord one thousand eight Hundred & seven. by and between
Philip Davis of Westport. on the one part and
Daniel Willcox of said Westport. on the other part
Witnesseth

That each of said parties shall make and maintain
their part of the Division fence between their lands
as follows Namely that the said Philip Davis shall
begin at the Highway, by a large flat Rock nearly
Opposit Barney Manchester's house. thence Northwesterly
in the line to the Corner thence Easterly in said
line to the North East corner of said Philip Davis's
Archard, being about fifty Rods to the same more
or less, from thence the said Daniel Willcox is
to mure and keep in repair the fence Easterly
in said Line untill it comes to the Highway it being
about the same Distance as the former.

In Witness whereof the parties have hereunto set
their hands and seals the Day and year before
Written

Signatures of us.

Daniel Willcox

Philip Davis

Recorded Febru^y 27th 1808

By William White Town Clerk

Set to
W. B. Brownell
page 123

Set to
W. B. Brownell
page 123

Whereas John Dyer of Westport hath represented to us the Subscribers fence Viewers of said town duly chosen and Engaged, that he is desirous of improving in Severally his Land adjoining William Records land, which he hath hitherto improved a part thereof in Common with the Said William Records, and that the said William Records hath neglected to divide the line where the fence Ought to be built, and hath therefore requested us, to divide the same, and to assign to Each party his Share thereof, according to law. - We, therefore having given due notice to the said William Records have divided and assigned the said line, as follows, Vitz. -

The Said John Dyer Shall maintain a wall on the line running from the River Westerly as the wall now stands betwixt his land & the said William Records, thirty three rods & fourteen feet And from thence Westerly as the wall now stands the said William Records Shall maintain the wall sixty rods & twelve feet: & from thence Westerly again as the wall now stands, the Said John Dyer Shall maintain the wall twenty-three rods & three feet & one half, & also Northwily as the wall stands six rods & nine feet & one half to a white Oak Bush on the Easterly Side of the wall And from there Northwily & Westerly as the wall stands untill it comes to the east end of a wall, the Said William Records Shall maintain the wall sixteen rods, And from there Westerly as the wall stands, the Said John Dyer Shall maintain the wall forty rods lacking one foot, & then the said William Records, twentyfive rods & four feet & one half. And we do hereby assign the term of fourteen Days from the date hereof for making Said wall good & Lawful, whereof the parties aforesaid are to take notice. Given Under our hands & seals, this fifteenth day of August A.D. 1808

Recorded August 29th 1808 -
By me William White 2^d
Clerk of the Town of Westport -

Benjamin Brownell C
Bradford Richmond C
Benjamin Dettel C

William White 2^d. Ear Mark for his
Creatures is a fork in Each Ear
Recorded Febu^y 14th 1809 W^m White 2^d. Town Clerk -

~~Major Allen's Ear Mark for his Creatures
is a fork in the left Ear and a half penny
behind the same
Recorded May 30th 1809 W^m White 2^d. Town Clerk~~

Stephen Cornell 2^d. Ear Mark for his Creatures
is a crop of the Right Ear and a half penny
behind the same.

Stephen Cornell 2^d. Ear Mark for his
Creatures is a crop of the left Ear and a slope
of nine parts of Right Ear -
Recorded February 16th 1810 W^m White 2^d. T. Clerk

Ebenezer Allen 2^d. Ear Mark for his
Creatures is a crop of the Left Ear and a
Hole in the right Ear -
Recorded August 20th 1810. W^m White 2^d. T. Clerk

Henry Brightman's Ear Mark for his
Creatures is a half Penny before and behind
Each Ear and a hole in the Right Ear
Recorded Decemb^r 7th 1811. W^m White 2^d. T. Clerk

Rufus Tripps Ear Mark for his
Creatures is a slit in the Right Ear
and half Penny behind the Left Ear
Recorded March 30th 1812. W^m White 2^d. T. Clerk

" " " "

just to George
Allen

Memorandum of the Division of the fence and Stone wall between James Sowle's Land and also Wepson Sowle's land Each part is as followeth first the S. James Sowle beginning at the North Easterly Corner of the said Wepson Sowle's land from thence to make and maintain westerly on till comes to the East End of S. Wepson Sowle's Stone wall let there be More or less and then the S. Wepson Sowle is to maintain it Being Wall westerly untill comes to a stone in the Wall and a heap thereon it being the Southeastly bound of a piece of land that the S. Wepson Sowle Bought of his father Nathaniel Sowle and from thence Northwesterly or thereabouts two Rods to a Stake and heap of Stones about it, it being the S. Wepson's full Part, let there be more or less then the S. James Sowle, Beginning again and Make untill comes to the North corner of S. Wepson's Sowle's land this includes James Sowle's Part and for the Confirmation of this above Written we have Hereunto Set our hands and Seals this 15th day of June in the Year of our Lord 1767 and in the Presence

of Us.

Jesse Irish
Job Davis

James Sowle
Wepson Sowle

(Seal)

(Seal)

Read and Recorded the above Instrument.
June 28th A.D. 1810 By me William White T. Clerk

We the Subscribers free Viewers of the Town of Westport, then divided the fence Between William Wood and Arnold Wood Beginning at the Highway William Wood is to take twenty Rods in the line Betwixt them then Arnold Wood takes twenty Rods Westerly and Northwesterly then William takes twenty Rods Northwesterly and Westerly then Arnold takes forty Rods west to a Stake and heap of Stones then William takes the Rest, West to the Middle of the Orchard then Arnold takes two Rods West a Cross the Orchard this Division is Between Their Lands given them by their Honored Father William Wood. Westport May 22^d day. 1811.

Benjamin Brownell } Free
Abraham Cornell } Viewers

Recorded July 11th A.D. 1811.

By me William White T. Town Clerk

Ammarandora of the Division of the farm & stone
Wall between the Land that is now in the Possession
of Robert Crossman & also the Land that now belongs
to Wesson Soule each part is as followeth
First the S. Robert Crossman begins at a Oak Tree
Marked, S. Tree being a south Easterly bound of S. Crossman's
Land & from thence to make westerly untill come to
S. Soules wall which wall S. Soule is to maintain
Westerly untill it comes to a Stake & hup of stones the
South side of S. wall, then the S. Crossman begins a
gain & makes untill it comes to the highway.
This being each ones part to make & maintain
Divided & set off by Joseph Hicks & Timothy Macomber

Examined by us

Wesson Soule

In the Presence of

Robert Crossman

Joseph Hix &

Oliver Hix

(Dated at Dartmouth)

December the 24th day A.D. 1766 . . .

Revised and Recorded the above Instrument

September 19th 1811

By me William White & Town Clerk

~~~~~

Poley Giffords Ear Mark for his Creatures  
is a Slit in the left Ear, and a half Cropp  
before the Right Ear and a half penny behind  
the Same . . . . .

Recorded March 30<sup>th</sup> 1812. Wm White & T. Clerk

John Gifford's Ear mark for his creatures  
is a cropp of each Ear.

Recorded Nov. 7<sup>th</sup> 1812. Abner B. Gifford & T. Clerk

Sett to  
Edmund  
T. H. Allen  
page 155

Joseph Tripp. Ear marks for his creatures  
is Three half pennies before the right  
Ear.

Recorded Feb. 25<sup>th</sup> 1813 Abner B. Gifford & T. Clerk

John Milks Ear mark for his creatures  
is a cropp off the right Ear.

Recorded Feb. 25<sup>th</sup> 1813

Abner B. Gifford & T. Clerk

Sett to Edmund  
T. H. Allen  
page 150

Jonathan Russell's Ear mark for his creatures  
is a square half penny behind the left Ear  
Recorded April 21.

by me Abner B. Gifford & T. Clerk

Sett to Edmund  
T. H. Allen  
page 113

Joseph Simpson's Ear mark for his creatures is  
a cropp off the left Ear and a half penny before  
the right.

Recorded June 5<sup>th</sup> 1813

by Abner B. Gifford



(105)  
James Rude (Son of Samuel) Car marks for  
his Creatures is Two half pennys behind  
the right Ear. and one behind the left.  
Recorded Feby. 26<sup>th</sup> 1814. Abner B. Gifford T. Clerk

Transcribed this  
day March 10. 1865  
Major Allen's Car mark for his Creatures  
is Two half pennys before the right Ear.  
Recorded July 22. 1814.  
Abner B. Gifford T. Clerk

Frederick Allen's Car mark for his  
Creatures is Two half pennys before the  
right Ear.  
March 10. 1865 Israel Allen Town Clerk.

(106)  
Whereas William Kirby of Westport in the County of  
Bristol, hath represented to us the subscribers, three  
of the fence viewers of said Town, duly Chosen and  
engaged, that he is desirous of having the line divided  
where the fence ought to be built, and to have a partition  
fence therein, between his lands called the ~~south~~ land  
and the Allen Land, and the land of Capt Paul Cuffe  
called the Eddy land, and that the said Paul Cuffe  
hath refused, to divide the line where the fence ought to  
be built, and hath therefore requested us to divide the  
same, and to assign each party his share thereof  
according to law.

We therefore having given due notice to the said Paul  
Cuffe, have divided the line & assigned to each party  
his share of the fence therein as follows. (viz) —

The said Paul Cuffe shall build and maintain a fence  
on the line running from the west side of the drift way  
at the North east corner of the ~~st~~ Kirby's south Land  
thence westerly about Eleven degrees, and three quarters  
South, as the main course of the wall now stands  
thirty rods, thence westerly the same course, the said  
~~Wm~~ Kirby shall build and maintain fifty six rods  
unto about one rod west of maple tree, near said  
line marked, thence westerly the same course, twenty  
five Rods to a stake and heap of stones for a corner,  
thence north seven degrees West. forty one Rods and  
three fourths, to a stake and heap of stones, thence  
east twelve degrees North, four Rods to the middle  
of a ditch, for said Paul Cuffe to build and  
maintain, thence on the said last course, forty  
five Rods, to near the edge of the swamp, for  
~~Wm~~ Kirby to build and maintain, thence on the same  
course twelve Rods for said Paul to build and  
maintain, thence on the same course sixteen  
Rods for said ~~Wm~~ Kirby to build and maintain (turnover)



(107)  
thence on the same course Sixteen Rods and  
a half rod, for said Paul to build to maintain  
thence on the same course thirty Six Rods and  
a half Rod. (exclusive of the drift way) for said  
William to Build and maintain, and the gate  
at the drift way, to be built and maintained at  
equal charges between them, thence on the same  
course Seventeen rods to the river, for the said  
Paul to build and maintain, and we do hereby  
assign the term of five months from the date  
hereof for making up said fences, whereof the  
several parties aforesaid are to take notice.

Given under our hands and seals this 28<sup>th</sup> day of march  
A.D. 1814.

Benja Brownell

Christopher Cornell

Abraham Cornell

Recorded July 26. 1814.  
by me Abner B. Gifford T. Clerk

Ezekiel Tripps Ear marks for his creatures  
is a fork in the right ear and a hole in  
the same

Recorded Sept. 9. 1814 -

Abner B. Gifford T. Clerk

Thomas Shearman Ear mark for his creatures  
is two holes in the right ear -

Recorded Sept. 19. 1814.

Abner B. Gifford T. Clerk

(108)  
Easton Howlands Ear marks for his creatures  
is a square halfpenny behind the right ear  
and a fork in the left -  
Recorded Dec. 24. 1814. by me  
Abner B. Gifford T. Clerk

we the subscribers fence viewers of the Town of  
Westport, then divided the fence, between Isaiah  
Kirby, and Edward Potter, beginning at the  
South East Corner of Isaiah Kirby's Farm, the west  
side of the highway, then Westward to Isaiah Kirby  
Twenty one Rods and twelve feet, then Westward  
to Edward Potter, Twenty five Rods and three feet,  
then Westward to Isaiah Kirby Twenty one Rods &  
five feet, then Westward to Edward Potter, fifteen  
Rods, then Westward to Isaiah Kirby, to the north  
west corner of S. Potter's Orchard Twenty six Rods  
and three feet. — then beginning at the  
North East Corner of Isaiah Kirby's Farm, the East  
side of the highway, then South to Edward Potter  
Six Rods and fourteen feet, then South to Isaiah  
Kirby Twenty seven Rods and a half, then South to  
Edward Potter, twenty four Rods and four feet &  
a half, then beginning at the South East Corner, to  
Edward Potter Twenty six Rods, then west to Isaiah  
Kirby to the End of the wall Twenty one Rods, then  
west to Edward Potter, to the highway fourteen Rods  
and Eleven feet, to be made into lawful fences  
by both parties to be made by the 21<sup>st</sup> day of June  
in the year of our Lord in 1815.

Beginning at the Southwest Corner of S. Potter's Orchard  
Eighteen Rods and nine feet, to the Southwest Corner  
of Isaiah Kirby's Homestead farm Seventeen Rods &  
a half, north of wall and fence which the S. Edward  
Potter does deny of taking his half of which the S.  
Isaiah Kirby built in the line betwixt their lands

Benjamin Brownell &

Abraham Cornell Fence Viewers

Read & Recorded the above Aug. 30. 1815 -

Abner B. Gifford Town Clerk -



Westport N. H. 1815.

Whereas a difference hath arisen between  
 Wm Kirby and Paul Cuffe, in respect to their  
 lines, walls and fences and other matters  
 between them, they having mutually  
 chosen and appointed us the subscribers as  
 referees, to settle all controversies between  
 them, therefore after having viewed the  
 premises, and hearing the parties, we give  
 our sense and judgment, as followeth (viz)

1. that the S<sup>r</sup> William Kirby and Paul Cuffe  
 do make and support, good and lawful  
 walls & fences, between them, where S<sup>r</sup> walls  
 and fences now stand, with one exception on  
 the North Side, which will be mentioned  
 hereafter
2. that the S<sup>r</sup> parties abide by the division  
 of fences, made by the fence viewers, that  
 is for the S<sup>r</sup> Wm Kirby, to make up the three-  
 teen feet that is left unmade —
3. it is our judgment that the S<sup>r</sup> Wm Kirby's  
 fences are not according, to the direction  
 of the fence viewers, and therefore must be  
 made so accordingly —
4. that the S<sup>r</sup> Paul Cuffe move the walls  
 which he has made on the north side into  
 the proper line
5. that the S<sup>r</sup> Wm Kirby's walls to the Eastward  
 of the drift road, be stopp'd with nails



or poles. till he shall think it proper to  
new site it

- 6<sup>th</sup> it is our sense & judgment that the S<sup>c</sup>  
parties have the term of four months  
from the date of this paper; for the full  
accomplishment of the above S<sup>c</sup> business  
and that the S<sup>c</sup> Wm. Kirby. deliver to the S<sup>c</sup>  
Paul Cuffe then three lengths of fence in  
his possession within the S<sup>c</sup> term of time
- 7<sup>th</sup> that the S<sup>c</sup> parties pay the expence of the  
cost equally between them
- 8<sup>th</sup> that it is our judgment that the words  
inserted in the division deed availing that  
Paul Cuffe hath refused to divide the line  
where the fence ought to be built, is —  
erroneous & ought not to have been put there
- 9<sup>th</sup> that all other matters which we have  
heard in dispute between S<sup>c</sup> parties —  
be equally struck off the list. together, without  
any further controversies & that they live  
lovingly, peaceably, & sweetly, together to the  
end of their lives.

Phillip Dunham  
Joseph Lipp —

Read this 10<sup>th</sup> day of Nov<sup>r</sup> 1815. by me  
A. B. Gifford T. Clerk —



David Sipson's Ear mark for his  
creatures is a hind gad in the right  
ear. and a halfpenny behind the left

Recorded Jun 12. 1816 by me

Abner B. Gifford Town Clerk

Whereas a division of the fence in the line  
between the land of Benjamin Cory of Westport  
and the heirs of Samuel Church Esq. late deceased  
having never been legally divided between their  
said lands. we the subscribers fence viewers  
of the Town of Westport. duly Chosen & sworn  
having on the application of Elizabeth Church  
administratrix on the Estate of Samuel Church  
& after having given due notice to the said  
Benjamin Cory. / viewed the premises and  
duly considered the matter, have assigned, and  
do hereby assign to each of the said parties, their  
share of 3 Fences as followeth, (viz). the heirs of  
Samuel Church deceased, shall build and keep  
in repair a good sufficient fence, from the  
River East, thirteen Rods & three feet on the  
marsh, to a stub, and the said Benjamin  
Cory shall build and keep in repair, a good &  
sufficient fence from a stub, East on a marsh  
fourteen Rods, and three feet to the wall, thence  
twenty one Rods to a stake and heap of stones.  
from a stake and heap of stones, the heirs of  
Samuel Church is to build and keep and repair  
a good and sufficient fence Easterly fifty six and  
a half Rods, to a stub in a heap of stones, then  
the said Benjamin Cory, is to build and keep  
in repair a good and sufficient fence from a  
last mentioned stub Easterly adjoining the land of  
heirs. fifty eight Rods & three fourths, to a stub  
in a heap of stones.

(look on right hand)

Then from a last mentioned stub, in a heap of  
stones, the said heirs of Samuel Church is to  
build and keep in repair, a good and suffi-  
cient fence. Easterly twenty two Rods and one  
fourth, which fence is to be built and  
put in good repair, within thirty days -  
from this date -

Given under our hands at Westport, this  
Seventh day of August, in the year of our Lord  
One thousand Eight Hundred and Sixteen

Abraham Cornell & John Dyer - Viewers of  
Westport

Recorded August. the 21. day. A.D. 1816.  
By me.

Abner B. Gifford. J. Clerk

Benja. Wilcox. mark for his creatures. is  
a hole in Each Ear and a halfpenny  
before Each Ear -

Recorded Nov. 29. 1816.

by me Abner B. Gifford. J. Clerk

We the subscribers fence viewers of the Town of  
Westport then divided the fence between William  
White and Ezekiel Snipp lands, 45 1/2 Rods, which  
they agree to divide as follows, beginning at the  
Southwest Corner, of Ezekiel Snipp land & thence  
Eastward as the line runs, William White agrees  
to make 23 1/4 Rods, then running East, Ezekiel  
Snipp makes 22 1/4 Rods, as they agreed Ezekiel  
Snipp, is to cut fifty rails on William White's land  
close by the line, Ezekiel Snipp is to dig stone  
on William White's land at his pleasure by the  
line, which is to be made into a good fence  
by the 3 day of August next, by both parties -  
1816 -

(turn over)



(113) [brought over]  
William White's Jew is to stand where it now  
does. by his keeping a lawful fine, till he  
see cause to move it to to the line.  
Benjamin Brownell, Jew  
Abraham Cornell & Receiver.

Westport June 3. 1816

Recd. and Recorded the foregoing Decembris  
10. 1816. By me  
A. B. Gifford Town Clerk.

Job White's Ear mark for his Creatures is a  
three square hole in the left Ear and a half  
penny before the same  
Recorded Feby. 6. 1817. A. B. Gifford T. Clerk.

Gershom Goodell's Ear mark for his Creatures  
is a half penny before, and behind each Ear  
Recorded Feby. 6. 1817.  
A. B. Gifford T. Clerk.

George C. Brownell's Ear mark for his Creatures  
is Two Round holes in the right Ear  
Recorded Feby. 6. 1817.  
A. B. Gifford T. Clerk.

Elijah Blossom's Ear mark for his Creatures  
is a Cropp of the left Ear and a half penny  
before the right  
Recorded May 27. 1817.  
A. B. Gifford T. Clerk.

Oliver Baker's Ear Mark is a half Cropp  
before the Left Ear  
Recorded June 10. 1817. A. B. Gifford T. Clerk.

(114)  
Abner Wiley son of Abner. Ear mark  
for his Creatures is a half penny before  
and behind the Right Ear —

Recorded July. 17. 1817 —  
by me Abner B. Gifford Town Clerk.

Abraham Cornell's Ear Mark for his Creatures  
is a half Cropp behind the left Ear —

Recorded Jan'y. 3. 1818 —

by me Abner B. Gifford Town Clerk

Aristot J. S. to John Anthony & James

Cornells of Westport two disinterested  
judicious persons

Quoting  
You are hereby appointed & impounded  
faithfully and impartially to estimate  
upon oath the damage done to George  
White by the sheep of Nathaniel Driggs  
(son of Ebenezer) of Westport, which for that  
cause have been taken up, two sheep by  
the S. White & impounded in the town  
pound; you are also to appraise the two  
sheep impounded at the true value thereof  
in money according to your best judgment,  
and you are to make return of this Warrant  
and your doings thereon, into the town Clerk's  
office of the Town of Westport within seven days  
from the date hereof Given under my hand  
and seal the nineteenth day of July A.D. 1815

Anselm Bapett Justice Peace



1115/  
Bristol J.S. July 19<sup>th</sup> 1815 personally appeared  
the within named John Anthony & James  
Cornell and made oath that in performing  
the service to which they are appointed  
by the within warrant they would act  
faithfully and impartially before me

Anselm Bissett Just. Pac.

Westport July 19 - 1815

Pursuant to the within warrant we  
have considered the damage done by  
the creatures within mentioned & do  
estimate the same at fifty cents & have  
appraised the two sheep at two dollars  
and fifty cents

Fees J. Anthony .50

John Anthony

J. Cornell .50

James Cornell

1.00

Recorded by me

Bill of Cost impounding Nathaniel Tripps  
sheep July 1818 to driving 2 sheep to the town 10

To notifying the owner & leaving a memorandum  
of damages with the pound keeper 25

To getting a Warrant for appraisement of sheep 25

To Justice fees engaging the appraisers 1.00

To paid the appraisers for their travel & services 1.00

To paid the pound keepers fees & keeping the sheep 10

\$1.87

George White

Recorded by me

Abner D. Gifford Town Clerk

1116/  
David Wings Ear Mark for his creatures  
is a crop off the right Ear and a fork  
off the Left.

Recorded September 10, 1818 Frederick Brownell T. Clerk

George Allen's Ear Mark for his creatures  
is a crop off the Left Ear and a hole  
in the right Ear.

Recorded September 23, 1818

Frederick Brownell T. Clerk

Ephraim & Philip's Ear Mark for his  
creatures is a slit in the right Ear

Recorded November 20, 1818

Frederick Brownell T. Clerk

Abraham Philip's Ear Mark for his creatures  
is a crop off the right ear and a hole in the left

Recorded December 28, 1818

Frederick Brownell T. Clerk

Nicholas White's Ear Mark for his creatures  
is a hind gad in the left Ear & a slit in  
the end of the right Ear.

Recorded January 25, 1819

Frederick Brownell Town Clerk



(187)

Maxson Mosher's Ear mark for his creatures  
is a ~~loop~~ off the left Ear and a halppenny  
behind each -

Recorded May 25, 1819

Frederick Brownell Town Clerk

Christopher Cornell 2<sup>d</sup> Ear mark for his  
creatures is ~~Two~~ Two Holes in the left  
Ear. Recorded June 30, 1819

Frederick Brownell Town Clerk

Richard Gifford's Ear mark for his creatures  
is a fore gad in the right Ear.

Recorded August 21, 1819

Frederick Brownell Town Clerk

Prudence Potter's Ear mark for his creatures  
is a slit in the right Ear and a halppenny ~~above~~  
and behind the same

Recorded August 21, 1819

Frederick Brownell Town Clerk

To Frederick Brownell Clerk of the Town of  
Westport - This is to Give you notice that  
on the Twelfth day of June Inst: I found, in my  
Enclosures doing damage sixteen old sheep  
one of them black, the others white, and four Lambs  
white, all marked, with a gad behind each ear  
and a halppenny behind the right ear, the owner  
whereof is to me unknown

Westport June 18, 1819 Abner Shearman & his marks

Recorded June 18, 1819 by Frederick Brownell Town Clerk

To Abraham Cornell & Maxson Mosher two disinterested  
& sufficient persons - greeting

You are hereby appointed and empowered faithfully and  
impartially to estimate upon oath, the damage done  
to Abner Shearman by sixteen old sheep and four  
Lambs which for that purpose have been taken  
up and impounded by the said Abner Shearman in  
the Towns Pound - And also you are hereby  
appointed and empowered to appraise upon oath, at  
the true value thereof in money, according to your  
best judgements the aforesaid sixteen old sheep and  
four Lambs found and taken up by the said Shearman  
in his enclosure damage. Iasant, who has entered, and  
posted the same as the law directs.

And you are to make return of this warrant with  
your doings thereon into the Town Clerks Office of said  
Westport within seven days from the date hereof -  
Given under my hand & seal the eighteenth  
day of June A.D. 1819.

Frederick Brownell Town Clerk

Sett & Abner  
26 July 1819



Bristol ss. The within named Abraham Cornell & Maxson Mesher personally appeared and solemnly affirmed that in estimating the within mentioned damages and appraising the within mentioned sheep; they would act faithfully and impartially according to their best skill and judgement

June 19. 1819 <sup>before me</sup> Frederick Brownell J. Clerk

O Pursuant to the within warrant, we have considered the damages done by the sheep within mentioned and do upon oath estimate the same at one Dollar and twenty five cents

We have also appraised the said sheep at Twenty four Dollars & eighty three cents

June 19. 1819 Abraham Cornell  
Maxson Mesher

Recorded by me F. Brownell J. Clerk  
June 20. 1819



Articles of Agreement between Sylvester Gifford Esq. of Little Compton &c on the one part & Perry Green White of Tiverton &c on the other part, witnesseth - That the said Sylvester Gifford, covenants and agrees to lease unto the said Perry G. White and all others whom said <sup>White</sup> shall request for a right of passing and repassing with teams and carriages out & northwesterly from said Whites Dwelling House in Westport to the open Highway through said Giffords land, where the cause way now is so long as the said Gifford now owns or may hereafter own said land, he the said White erecting and maintaining convenient gates or bars (sufficient to stop different kinds of stock) for his own use and others that he may have to pass through and that he and those that he requests for shall not leave them open but put them up or shut them whenever they pass, and to pay the said Gifford One Dollar and fifty Cents Annually so long as he shall own said land, and they shall improve said way - In witness whereof we have hereunto set our hands & seals this Tenth day of July One Thousand eight Hundred & Nineteen

in presence of -

Adam Gifford  
Frederick Brownell

Sylvester Gifford

Perry Green White

(L.S.)

(L.S.)



P. S. Perry G. White requests the lease to him & his wife and their heirs and assigns, and their Tenants and all persons who may have occasion to do business with them or visit them, And for Elizabeth Church and her children and their heirs and assigns. and their Tenants and all persons who may have occasion to do business with them  
 July 10. 1819  
 Perry Green White  
 by Abner Brownell his Agent

N. B. Be it Remembered, that said Sylvester Gifford by the consent of said White appointed and requested Abner B. Gifford Esq. to write duplicate Leases for them according to the above agreement and on the twenty third day of said July said White and the undersigned presented said Leases (which had been wrote as agreed for) to the said Sylvester near Ebenezer Church & Co. Stone and requested him the said Sylvester to go into said Stone and sign said Leases, but he refused to sign them,  
 attest  
 Abner Brownell

Bristol & Westport July 27. 1819  
 Personally appeared the above named Abner Brownell and made oath to the truth of the above statements, by him signed, in before me  
 Nathan B. Brownell Justice of the Peace  
 Recorded July 31. 1819 by me  
 Frederick Brownell J. Clerk

Whereas a dispute has arisen between Charles Manchester and John Wood both of Westport, in the County of Bristol, about their respective rights in a partition fence in the line between their lands, Farms, we the Subscribers Justices of the Town of Westport aforesaid duly chosen and sworn having on the application of the said Charles Manchester (and after having given due notice to the said John Wood, who was present.) viewed the premises and duly considered the matter in dispute have assigned and do hereby assign to each of the said parties his share of said fence as follows viz.  
 The said John Wood shall keep in repair a good and sufficient fence from the road, at the South West corner of Charles Manchester's land Northerly Twelve & an half rods to an apple tree on said Manchester's land. The said Charles Manchester shall keep in like repair a fence from said Apple tree Northerly twelve rods or thereabouts to the Northwest corner of his meadow. Then beginning at the end of a wall (that runs North ealy) Easterly in the line about twenty three rods to a flat stone in the wall, and about one rod East from a large rock - and the said John Wood shall repair and keep in repair a like good and sufficient fence from said bound Easterly in the line about twenty rods and one quarter to the road  
 Given under our hands at said Westport this twenty second day of July A.D. 1819  
 Abraham Cornwell  
 Nathan B. Brownell  
 Recorded August 11. 1819  
 Frederick Brownell J. Clerk



(123)

John Howland (son of Prime) Ear mark  
for his creatures is a hoop off the left ear  
and two slits in the end of the right

Recorded Nov<sup>r</sup> 10. 1819

By me Frederick Brownell T. Clerk

David M. Brownell; Ear mark for his  
creatures is a fore gad in each ear.

Recorded April 14. 1820

Frederick Brownell T. Clerk

Whereas a dispute has arisen between  
Obed White and Abraham Kirby about their  
respective rights in a partition fence in the line  
between their lands, on the North side of the  
Obed Whites farm - We the Subscribers, Justices  
viewers of the Town of Westport duly chosen and  
sworn, having on the application of both the  
parties above named, viewed the premises and  
duly considered the matter in dispute, have  
assigned and do hereby assign to each of the  
said parties his share of said fence as follows -

The said Obed White shall build and keep in repair  
a good and sufficient water fence, from a large  
stone at the shore for a bound Two and one quarter  
rods Easterly into the water.

Then Abraham Kirby shall maintain as  
aforesaid beginning at said stone thence Wester-  
ly thirty eight & three quarter rods to the end of  
Obed Whites wall.

1124

Then Obed White shall maintain as aforesaid  
from the end of said wall westerly fifty  
six rods to a blk. oak Tree

Then Abraham Kirby shall maintain Ten  
and one quarter rods to a stump on ridge  
hill.

Then Obed White shall keep in repair as  
aforesaid from said stump across ridge  
hill. Nine rods to the west end of an old wall

Then Abraham Kirby shall keep in repair  
as aforesaid from said old wall, seventeen  
rods and one half exclusive of the Highway  
to the South west corner of his land into the  
brook.

Given under our hands at said Westport  
this 27<sup>th</sup> day of May, A.D. 1819

D. M. Brownell  
Abraham Cornell

John W. Howlands Ear mark for his creatures  
is a square half penny behind the right ear

Recorded August 14. 1820

Frederick Brownell Town Clerk

Lott Shermans Ear mark for his creatures  
is a half penny behind the right ear

Recorded August 14. 1820

Frederick Brownell T. Clerk

See to page 164



William Brownell's Ear mark for his  
creatures is a cross off the left Ear

Recorded August 14. 1820

Fredrick Brownell Town Clerk

Daniel wings Ear mark for his  
creatures is a slit in the end of the right  
Ear & a halfpenny behind the same

Recorded December 29<sup>th</sup> 1820

Fredrick Brownell Town Clerk

David M. Brownell's Ear mark for his  
creatures is a fork in the right Ear.

Recorded June 13. 1831 by Fredrick Brownell T. Clerk

George H. Gifford's Ear mark for his  
creatures is a half crop before the right ear

Recorded June 10. 1831

By Fredrick Brownell T. Clerk

William M. Cornell's Ear mark for his  
creatures is a crop off the right ear and  
a fork in the left with a half penny  
before the same.

Recorded June 24. 1831

By Fredrick Brownell T. Clerk

Began to resurvey the road on the west side  
of the East River just below the Head of the  
river. Began at the end of the wall at the  
south side of the Towns landing. thence south  
17 deg. west 25 rods, thence south 11 deg. west  
5 rods to George Brownells North line, thence  
south 33 deg. west 63 $\frac{3}{4}$  rods to the North side  
of Peleg Sissons land, thence south 46 deg. west  
15 rods to the wall, thence south 55 deg. west  
22 rods to a heap of stones, thence south  
36 deg. west 16 rods to a white Oak tree standing  
in Joseph Sissons land a little to the Eastward of  
the path - thence south 38 deg. west 32 rods  
to a brashed Rock by the East side of the path  
thence south 34 deg. west 30 rods to a stone  
heap on the edge of the hill on the East side  
of the path, thence south 58 $\frac{1}{2}$  deg. west  
30 rods to Durfee Tripp's South wall about  
70 feet East of the corner of the wall, thence  
south 64 deg. west 20 rods to the south wall  
of Samuel Harts Orchard, thence south 46 deg.  
west 17 rods to a heap of stones the south side  
of Samuel Harts land. This way hitherto is to be  
on the westerly side of S Bounes and bounes  
and is to be forty feet wide. - then went across  
the road forty feet to a large stone heap in  
the Southeast corner of Thurston Whites Meadow  
and began at said Stone Heap for the west,



127 side of said way, thence south 39 deg. west,  
30 rods to a stone heap by the side of the wall  
thence South 28 1/2 deg. west, 20 rods to the  
South East Corner of William Tripps meadow  
thence South 16 deg. west, 33 rods to the South  
East Corner of Nathaniel Tripps Meadow, thence  
South 25 1/2 deg. west 10 1/2 rods to blue whiter  
North line - the way to be on the East side  
of the last mentioned Courses, then measured  
forty feet in blue whiter line Eastward to a heap  
of Stones for the East side of said way - thence  
South 10 deg. west 22 rods to a heap of stones  
thence South 24 deg. west 29 rods to a heap of  
stones thence South 9 deg. East 22 rods to a  
pair of Bars - the way to be on the west side  
of the last mentioned Courses then began on  
the west side of the way at the corner of  
the wall east of the Brook - thence South  
54 deg. west 20 rods to a corner of the wall  
opposite blue whiter Barr thence South 40 deg  
west 11 rods to the corner of the wall thence  
South 13 deg. west 17 rods to the North side of  
Latham whiter land thence South 8 deg. west  
44 rods - thence South 18 1/2 deg. west 29 rods  
to the north side of Peleg Brownells land  
thence South 45 deg. west 55 rods to a heap of  
stones thence South 32 deg. west 21 rods  
to the Southeast corner of Holder whiter Orchard

128  
Thence South 24 deg. west 30 rods to the north  
side of Reuben whiter land, thence South 10 deg.  
west 42 rods thence South 35 deg. west 10 rods  
to a thorn bush by the brook thence South  
62 deg. west 20 1/2 rods thence South deg. west  
32 rods to the north line of Justus Shirley's land  
at the corner of the wall this way to be on the  
Easterly side of 5 courses and bounds and is to  
be forty feet wide thence west in said Shirley's  
line Eastward forty feet thence South 20 deg. west  
10 rods to the North west corner of Shirley's House  
thence South 12 deg. East 12 rods to the wall, thence  
South 6 deg. west 40 rods, thence South 10 deg.  
west 27 rods to the North line of Tripps land  
thence South 3 1/2 deg. East 27 rods and 10 feet  
to the bend in the wall being the corner of  
the Orchard thence South 4 deg. west 13 rods  
to the South west corner of William Russell's House  
thence South 9 deg. East 24 rods to the widow  
Shirley's north line thence South 4 deg. east 36  
rods to a large rock, thence South 22 deg. east  
30 rods to the north line of Wing Howlands land  
thence South 15 deg. east 38 rods to James H.  
Handy's North line, thence South 22 deg. East,  
49 rods to the corner of the wall thence South  
11 deg. East 20 rods to a pair of bars thence due  
South 10 rods to the Highway that leads to  
Hixes Bridge this way is laid out forty feet  
wide and the last mentioned bounds and,



Courses are on the East side of the way

Daniel King

Nicholas Little <sup>Soldier</sup> of Westport

Westport April 25. 1820

Recorded by Frederick Brownell Clerk



Westport September 20. A.D. 1821

Then we resurveyed the road from the Harbour  
in said Westport - westerly through the land  
of Gideon Palmer and others to the Pond -  
beginning at the North side of a large rock  
on the top of Rocky Hill about two rods southerly  
of the South end of Gideon Palmers House -  
thence west two degrees North forty nine rods  
to the high part of a large rock about one  
rod northerly of a still higher rock thence  
on the same course forty four rods to the  
westerly part of a large rock or rocks on  
the flat part of it - and then on the same  
course to the pond being about sixteen rods  
from thence southerly to the sea shore leaving  
four rods in width of the upland along by  
the pond aforesaid for a way the bounds and courses  
~~are all on the southerly side~~ from the place of  
beginning to the pond aforesaid are all on the  
southerly side of said way and the road is  
four rods in width.

The above survey was made by the request and  
with the Assistance of Daniel Wing, Adam Gifford  
and Nathaniel Brownell Selectmen of Westport  
by me Abner B. Gifford (Surveyor)

Voted that the above survey be recorded  
August 31. 1822

Recorded by Frederick Brownell, T. to the



Return of a Private way, October 29. 1825  
 We The Subscribers at the request of Nathan Woods of Westport of Westport have laid out a Private way for the use of the said Nathan Woods his heirs & assigns over the lands of Arnold Woods as follows. — Beginning at the division wall between the said Arnold Woods and William Woods lands by a Rock in the wall on the East side of a Cause way Opposite Peter Meadow (so called) thence North thirty deg<sup>s</sup> West Thirteen rods & four links — thence North eighty nine deg<sup>s</sup> West Nine rods & seven links — thence North thirty nine deg<sup>s</sup> West Twelve rods and three links — thence North Seventy deg<sup>s</sup> West seven Rods — thence North eighty seven deg<sup>s</sup> West eighteen Rods and eighteen links — thence North Seventy one deg<sup>s</sup> West Sixteen rods and Eleven links — thence South Fifty seven deg<sup>s</sup> West Twenty six rods — thence West Five rods & thirteen links — thence North forty seven deg<sup>s</sup> West Seventeen Rods & nine links — thence North Seventy two deg<sup>s</sup> West Sixteen Rods — thence North thirty five and one half deg<sup>s</sup> West Eleven rods — thence North forty deg<sup>s</sup> West Ten rods — thence North fourteen deg<sup>s</sup> West to William Woods Woodlot. The aforesaid way to be Two rods wide and the bounds and ranges are in the middle of the way — and the said Nathan Woods shall erect and support one set of bars or Gates in the division wall at the south end of the Cause way. and one pair at the wall North of the Cause way one set at the West side of Rock meadow (so called) and one set the west side of Coal pit Pasture (so called)

1825 Nov<sup>r</sup> 11. at a legal Town meeting voted that the foregoing return be accepted and Recorded

Fredrick Brownell & Silatun of  
 Daniel Wing — Westport

Recorded by Fredrick Brownell Town Clerk

Whereas a dispute has arisen between William Cornell and Benjamin Wilcox both of Westport about their respective rights in a partition fence in the line between the said Williams Farm and the Farm occupied by the said Benjamin — Extending from the road to the swamp / We the Subscribers Town viewers of the Town of Westport duly chosen and engaged, having on the application of the said William, and after having given due notice to the said Benjamin, who was present, viewed the premises and duly considered the matter, have assigned and do hereby assign to each of the said parties his share of said fence as follows viz

The said Benjamin Wilcox shall build and keep in repair a good and sufficient fence, beginning in the swamp, one rod east from the end of the wall thence westerly forty nine rods to a stone Heap

The said William Cornell, shall build and keep in repair a like fence from said stone heap Westerly Fifty four and one half rods. (nearly) to the Road

Given under our hands this twenty second day of May 1825 —

A. B. Brownell.

Abraham Cornell

Recorded May 31. 1825

Fredrick Brownell T. Clerk



Alteration of a Town way through Thomas Stoddards land, Began at the east end of the wall at the line between Thomas Stoddard and Joseph Brownell where the gate now stands thence North 31 deg. West 20 Rods to the end of the wall by a butternut tree, thence North 22 deg. West 30 Rods, thence North 15 deg. East 4 rods to the wall between Thomas Stoddards and Edmund Brownell, then began forty feet West from said bound, thence due West 14 rods to the drift way that now leads to Little Compton then began again on the East side of the way by the wall between Thos Stoddard and Edmund Brownell, thence North 15 deg East 22 rods to the drift way in Edmund Brownell land all the aforesaid way to be forty feet wide, on conditions that he will fence it out forty feet wide and make it as good as the other Road through his own land in the Judgement of the Selectmen

Daniel Wing & Selectmen  
Nicholas Little of Westport

Westport June 11. 1820

Recorded  
by Frederick Brownell J. Clerk

Whereas no assignment has ever been made between William Kirby of Westport in the County of Bristol and Commonwealth of Massachusetts and Daniel Allen of the same Westport. — of their respective rights in a partition fence in the line between their Farms. — We the subscribers fence viewers of said Town of Westport, duly chosen and engaged having on the application of the said William Kirby, and after having given due notice to the said Daniel Allen, whose son viz. Weston Allen was present, viewed the premises and duly considered the matter, have assigned, and do hereby assign to each of the said parties his share of said fence as follows.

The said William Kirby shall make and keep in good repair a sufficient fence from the Southwest corner of the land improved by the Allens, — thence Easterly in the line sixty five rods to the end of the wall, The said Daniel Allen, shall keep in like repair a like fence from thence Easterly ~~thirteen rods to the east side of the brook.~~ Then William Kirby shall keep in like repair a like fence from ~~the end~~ thirty seven rods to a stone in the swamp. Then William Kirby shall keep in like repair a like fence from thence Easterly thirteen rods to the East side of the brook. — Then Daniel Allen shall keep in like repair a like fence, from the brook Easterly forty seven rods. — Then William Kirby shall keep in like repair a like fence from thence Easterly thirty and one half rods —



Then Daniel Allen shall keep in like repair  
a like fence from thence Easterly fourteen rods  
to the west side of the drift way.

Then William Sperry shall keep in like repair  
a like fence from the East side of the drift way,  
Easterly twenty three rods and three quarters  
to an abutment in the wall.

From thence Daniel Allen, shall keep in like  
repair a like fence Easterly thirteen and one  
quarter rods to the edge of the bank and from  
thence three and one half rods, or thereabouts  
for a water fence.

Given under our hands at said Westport  
this fourteenth day of July AD. one thousand  
Eight Hundred and twenty one

Christopher Cornell  
Nathan C. Brownell

Recorded by me

Fredrick Brownell T. Clerk

Not at 20<sup>th</sup> 1870  
Thomas Brownell's Ear Mark for his  
creatures is a crop of each ear

Recorded Feb 3<sup>rd</sup> 1870

Attest Albert C  
T. Clerk

Wanton Maconber's Ear Mark for  
his creatures is a crop off the right  
ear and a fork in the left.

Recorded October 2, 1821

by Frederick Brownell T. Clerk

John Potter's Ear mark for his creatures  
is a crop off the left ear and a hole  
in the same.

Recorded October 16, 1821

by Frederick Brownell Town Clerk

Silas  
~~William~~ Thibby's Ear Mark for his creatures  
is a fork in the right ear and a square  
half penny behind the left

Recorded Nov. 20, 1821

Fredrick Brownell T. Clerk

Charles Maconber's Ear mark for  
his creatures is a hind gad in each ear  
and a hole in the right.

Recorded December 5, 1821

by Frederick Brownell T. Clerk

Samuel Harts Ear mark for his creatures is a fork  
in the left ear & a slit in the end of the right

Recorded January 23, 1822

Fredrick Brownell Town Clerk



We the Subscribers Fence viewers of the Town of Westport duly chosen and sworn, having on the application of William Cornell and after having given due notice to Warren Gifford - viewed the division line between their Homestead Farms and after considering the matter, have assigned and do hereby assign to each of the said parties his share of said line as follows -

The said William Cornell shall make and keep in good repair a good and sufficient fence in said line from the Southwest corner of Ellis Brightmans land westerly sixty five rods to the road and from the west side of the road westerly fifteen rods.

And the said Warren Gifford shall keep in like repair a like fence from thence westerly about One Hundred rods - which will extend from the end of the wall about one & one half rods into the water.

Given under our hands at said Westport this 29<sup>th</sup> day of September 1821

W. B. Brownell

Abraham Cornell

Recorded by me

Fredrick Brownell Town Clerk

We the Subscribers Fence Viewers of the Town of Westport duly chosen and sworn have on the application of William Cornell and after having given due notice to Ellis Brightman - viewed the line between their lands and after viewing the premises, have assigned and do hereby assign to each of said parties his share of said fence as follows.

The said William Cornell shall make and keep in good repair a good and sufficient fence in said line from the Southwest corner of Thomas Shearmans land adjoining - westerly twelve & one half rods to a brook wall

And the said Ellis Brightman shall make and keep in like repair a like fence from said brook wall westerly twelve rods to Warren Gifford's South East Corner

Given under our hands at said Westport this 29<sup>th</sup> day of September 1821

W. B. Brownell

Abraham Cornell

Recorded by me

Fredrick Brownell Town Clerk



We The Subscribers True viewers of The Town of Westport duly chosen and sworn have on the application of William Cornell and after having given notice to Thomas Shearman, viewed the Line between their enclosed lands and after due consideration, have assigned and do hereby assign to each of said parties his share of Line as follows. —

The said William Cornell shall make and keep in good repair, a good and sufficient fence in said line from the south west corner of Thomas Shearman's land and adjoining Ellis Brightmans thence Easterly in the line Ten rods to a long stone on the wall - four feet East of a cross wall.

And the said Thomas Shearman, shall make and keep in like repair, a like fence, from said stone, Easterly Ten rods to a cross wall by the Swamp —

Given under our hands this 29<sup>th</sup> day of September at said Westport, in the Year of Our Lord 1821

A. C. Brownell  
 & Abraham Cornell

Witnessed by one

Fredrick Brownell Town Clerk



146

To Frederick Brownell Clerk of the Town of  
Westport in the County of Bristol

This is to Notify you that on the  
28<sup>th</sup> day of January 1822 I found within  
the limits of Westport aforesaid, a Vessels  
Anchor, the owner or owners of which are  
to me unknown — You will please to  
enter the same on the Towns Book.

William White 2<sup>nd</sup>

Westport Feb 7<sup>th</sup> 1822

Recorded by Frederick Brownell Town Clerk

Shabod Tripp's Ear mark for his creatures is  
a half bropp behind the right Ear, & a halppenny  
before the same

Recorded June 27. 1822 by Frederick Brownell T. Clerk

Thomas West Wood's Ear Mark for his creatures  
is a slit in the right Ear & an hinged gad in  
the Left

Recorded October 2. 1822

by Frederick Brownell T. Clerk

Stephen Petty's Ear mark for his creatures  
is a bropp off the left Ear and a fork in  
the right

Recorded Nov<sup>r</sup> 21. 1823

by Frederick Brownell T. Clerk



Westport September 30<sup>th</sup> 1822

We the subscribers have this day agreed and divided a certain piece of division fence between us in the following manner to wit: beginning at the North west corner of Weston Tripp's Land South west of Ezekiel Brownell's land measured and set off to Weston Tripp

Eleven rods & three feet and then measured & set off to Ezekiel Brownell Nineteen rods and Eleven feet then set off to said Tripp's eight rods and eight feet and to the said Brownell thirty one rods and five feet — all of which divisions of said fence we the said parties respectively agree to and that we will mend and maintain a good and lawful fence in each of our respective allotments and for the true performance of the same we bind ourselves our heirs Executors administrators and assigns forever by these presents in witness whereof I Weston Tripp on the one part and Ezekiel Brownell on the other part have herunto set our hands and seals this day and year above written

Signed sealed and  
delivered in the presence of

Nathan Tripp

Penelope Pitney

Weston Tripp B

Ezekiel Brownell - C

Recorded Feb 18. 1823

by Frederick Brownell J. Clerk

Whereas a dispute has arisen between Sylvester Gifford of Little Compton and Perry Green White of Tiverton both in the County of Newport and State of Rhode Island and Providence plantations about their respective rights in a partition fence in the line between their Farms at Westport in the County of Bristol and State of Massachusetts lying near Taber's Mills (so called)

We the Subscribers fence viewers of the Town of Westport & County aforesaid being duly chosen and sworn for that purpose, having by request of said Gifford and having given due notice to the said Perry G. White and all the parties being met, viewed the partition fences and have assigned, and do hereby assign to each of said parties his share of said fence as followeth that is

The said Perry G. White shall build and keep in good repair a good and sufficient fence from the middle of the brook at the North west corner of the said Whites Farm Easterly as his or their line goes Fifty three rods and three quarters untill it comes within two rods and one quarter of a rod of said Gifford's wall on the East side of his meadow, and then the said Gifford shall build and keep in a like good repair a sufficient fence from two rods & one quarter of a rod west of his aforementioned wall thence Easterly up to said wall then to leave one rod where the bars now are which said White is to keep in a like good repair and then from the said barway Easterly in their line Fifty two rods and one half rod up to the West side of the Highway which leads to the Point (so called), and then from the East side of said Highway or road to continue on Easterly in their line twenty one rods more.



and then the said Jerry G. White is to keep  
in a like good repair twenty five rods more  
on to the Eastward in the said line betwixt  
their lands as aforesaid

Given under our hands at said Westport  
this twenty second day of November AD. 1819

Adam Gifford

Christopher Cornell

Recorded by Frederick Browne T. Clerk

Pardon Pittey's Ear mark for his creatures is a  
cropp off the right Ear and a slit in the same  
and a slit in the end of the left.

Recorded June 26. 1824

by Frederick Browne T. Clerk

Thomas Shearman's Ear mark is a fork  
in each Ear and an hole in the right

Recorded Dec<sup>r</sup> 30. 1824

By Frederick Browne T. Clerk

Abner Mosher's Ear mark for his creatures  
is a halffenny before the left ear

Recorded April 1. 1825

by Frederick Browne T. Clerk

Benjamin Tripp's (son of Edmund) Ear mark  
for his creatures is a half cropp behind the  
left Ear Recorded April 7. 1825

By Frederick Browne T. Clerk

To The Town Clerk of Westport

Sir I have taken up in my enclosure  
10 geese - the owners unknown and wish  
them to be entered with you as the law directs  
in such cases - as I consider they come under  
the Law of Stray Beasts

Westport July 29. 1823 Abraham Borden

N.B. I cannot describe any  
particular marks

July 31. 1824 Recorded By Frederick Browne T. Clerk

Know all men by these presents that we Abner B. Gifford and  
Thomas Winslow both of Westport in the County of Bristol and  
State of Massachusetts, have on this Nineteenth day of March in  
the Year of Our Lord One thousand eight hundred and twenty five,  
mutually agreed, and made a division of fence between us  
where our lands join each other, in that farm called the Miller  
farm; and this deed of division embraces the line between us  
from the road (at the foot of the Wolf pit hill) Southwaly to Job  
Miller's land (so called), and the said Abner B. Gifford his  
heirs and assigns are to support and forever maintain  
the Southwaly part of said fence from a large oak Tree  
or Stamp in the line of the said Job Miller's land, Northwaly  
in our said line one half the length of said line, to the  
road aforesaid to a stub set in the ground for a division,  
and the said Thomas Winslow his heirs and assigns, are  
to support and forever maintain the Northwaly half of said  
fence from the stub set in the ground aforesaid, to the  
road aforesaid. In witness whereof and each of us voluntarily  
consenting and agreeing to the aforesaid division we have hereunto  
set our hands the day and year above written Abner B. Gifford

John Anthony

Recorded April 8. 1825

By Frederick Browne T. Clerk

Thomas Winslow



The Committee appointed by the Town at the annual meeting, holden at the Town House on the first Monday of April last to ascertain the situation and boundaries of the landing at the Head of the East River, and report at the adjournment of the same meeting what measures in their Opinion would be necessary for the Town to adopt relative thereto. Have attended the service assigned them and now ask leave to report. — That we began on the West side of the river at a locust post by the East side of the wharf in the line between the landing and the land of Humphrey Howland: formerly Devoli — from thence West five degrees North by the compass, eighteen rods to a stone set in the ground, at the Northwest corner of a dwelling House which appears to be an ancient monument, — from thence North five degrees East about forty eight rods to the line of the country road and near the Northwest corner of Isaac Howland's dwelling House and is bounded northerly on the country road and Easterly on the river. — We then began on the East side of the river at the North west corner of Thomas Winslow's dwelling House which is about two feet South Easterly from a rock marked A. thence South twenty five degrees West eighty feet thence East ten & one half degrees South forty feet thence South twenty five degrees West fifteen rods one & one half feet to a stake thence West eighteen & one half degrees South two rods & nine feet to a stake thence South Two & one half degrees East twelve rods to a heap of stones, thence West Eighteen & one half degrees South about two rods to the river, and is bounded Northerly on the country road and Westerly on the river.

Continued

As your Committee are not aware of the necessity, at this time of the Town's adopting any further measures relative thereto — other than to order this report inserted on the records of the Town, ask leave to be discharged from the further considerations of the subject.

All which is respectfully submitted

Westport May 12. 1823 N. C. Brownell Jr. order

Recorded by Frederick Brownell T. Clerk

At a legal meeting of the Inhabitants of Westport held at the Town House the twelfth day of May A. D. 1823 — Voted that the foregoing report be accepted and recorded. Frederick Brownell Town Clerk

Stephen Barker's Ear mark for his creatures is a fork in the end of the right Ear and a Crook off the end of the left.

Recorded April 27. 1825

By Frederick Brownell T. Clerk

John Macomber's Ear mark for his creatures is a hind gad in the right ear and a half penny behind the same.

Recorded May 2. 1825 by Frederick Brownell T. Clerk

Lot Sripp's Ear mark for his creatures is a Crook off the right Ear and an half penny before & behind the same.

Recorded Sept. 27. 1825 by Frederick Brownell T. Clerk



147  
Phillip Tripp 2<sup>nd</sup>. Ear Mark for his  
Creatures is a half crop or hind gad on  
the left Ear:

Recorded October 9. 1825 by Frederick Brownell

Joseph Brightman's Ear mark for his creatures  
is a crop off each Ear & one hole through each Ear

Recorded January 24. 1826

By Frederick Brownell Town Clerk

Jonathan Whelan's Ear Mark for his Creatures  
is Two forks in the right Ear a crop off the left  
& a halfpenny behind the same,

Recorded June 19. 1827 by Frederick Brownell T. Clerk

Otis Tripp's Ear Mark for his Creatures  
is a crop off the right Ear and a hind gad  
in the left

Recorded December 25. 1827 by F. Brownell T. Clerk

Whereas doubts have arisen between William White  
2<sup>nd</sup> and Jerathmeel White both of Westport, respecting  
their several rights in a partition fence in the line between  
their lands or Farms in said Westport. - We the subscribers  
free viewers of said Town of Westport, duly chosen and sworn  
or engaged, having on the application of said parties, each  
being present, viewed the premises and duly considered the  
matter, have assigned and do hereby assign to each of the  
said parties, his share of said fence as follows - viz. -

The said William White 2<sup>nd</sup> shall build and keep in repair  
a good and sufficient fence from a mark in the fence ad-  
joining the Army land (so called) by the Cove. Northwesterly and  
Easterly three rods & two feet to the end of a wall from thence  
in the line as the wall now stands and nearly the same course  
about nine rods to two flat stones in the wall and near to  
a walnut stump at a turn in the wall.

The said Jerathmeel White shall build and keep in repair  
a like fence from said flat stones Easterly Northwesterly and  
Southwesterly in the line fifty four and one half rods to an  
elbow in the wall and marked stone & opposite a beech  
tree.

Then we set off to William White  
subject to the like requisitions from said marked stone  
as the line is - Southwesterly Easterly and Northwesterly & then again  
Easterly Seventy seven rods to a heap of stones on the North  
side of the wall - And from said heap of stones and  
subject to the like requisitions in the line Easterly twenty  
eight rods to the road - we set off to Jerathmeel White -

We then set off to Jerathmeel White as is above mentioned  
from the South East corner of Stephen Cornell's pasture -  
Easterly twenty three rods to an Oak tree in the wall.  
And to William White 2<sup>nd</sup> from said Oak tree Easterly  
Twenty five rods and one half to the South West corner  
of Joseph Brightman's old chimney meadow, so called.

Given under our hands at said Westport N. B. Brownell  
this sixteenth day of July A. D. 1825 - Adam Lyfford

Recorded by Frederick Brownell T. Clerk  
Wilbur Lyfford  
Humphrey A. Sloum



Know all men by these presents that we Luthon  
 Wing and David Wing both of Westport, in the County of  
 Bristol and Commonwealth of Massachusetts, have  
 on this Twenty sixth day of August, in the Year of  
 our Lord one thousand eight Hundred and twenty six  
 mutually agreed, and made a division of fence  
 between us where our lands join each other (it being  
 between the land that the said Luthon sold to the said  
 David and the land which he now owns.) And the said  
 Luthon Wing his heirs and assigns are to build and  
 forever maintain the Fence on the Southerly part of  
 said line from the wall which is the dividing line  
 between our land and Warren Gifford's land —  
 Northerly ten Rods in our said line to a stub set  
 in the ground for a division — and the said David  
 Wing his heirs and assigns are to build and forever  
 maintain the fence on the Northerly half of said  
 line from the stub set in the ground aforesaid ten  
 Rods to the wall which is the dividing line between  
 our land and Joseph Wings land — In witness  
 whereof and each of us voluntarily consenting and  
 agreeing to the aforesaid division we have hereunto  
 set our hands the day and year above written  
 in presence of  
 Frederick Brownell  
 Luthon Wing  
 David Wing

Recorded Sept. 2, 1826

by Frederick Brownell J. Clerk



150

To Frederick Brownell Town Clerk of Westport  
This is to give you notice. That on this thirtieth  
day of October A. D. 1827 I have taken up  
one white Sheep Ram (marked with a fork in  
the right Ear and a slit in the left) in my  
Enclosure. The owner whereof to me is  
unknown Jonathan Gifford

Recorded Oct. 30. 1827 by F. Brownell T. Clerk

Edmund Tripp Jun<sup>r</sup>. Ear mark for his creatures  
is a square halffpenny behind the left Ear.

Recorded January 7. 1828. by Frederick Brownell T. Clerk

Abraham B. Davis Ear mark for his creatures  
is a nick behind the right Ear.

Recorded January 7. 1828 by Frederick Brownell T. Clerk

To Frederick Brownell Town Clerk Westport. This is to  
Notify you that on the 30<sup>th</sup> day of December last. I  
took up in my enclosure damage feasant. Fourteen  
white Sheep, marked as follows viz. Ten. with redding  
on the top of the head and rump. (three of which has a  
halffpenny before the right ear, one a cropp off the left ear  
& a slit behind the same.) Two. with blacking on the  
rump - One a fork in the left ear and a halffpenny  
behind the same - One a fork in the right ear and a  
halffpenny before the left - the owner whereof to me is  
unknown - You will please enter the same as  
the law in such cases directs Wing Howland  
Westport January 3. 1828

Recorded by Frederick Brownell Town Clerk



158  
Moses Case's Ear mark for his creatures is  
a halfpenny before the left Ear.

Recorded January 29. 1828

by Fredrick Brownell Town Clerk

David Triggs Ear mark for his creatures  
is two halfpennies behind the right Ear

Recorded June 4. 1828

by Fredrick Brownell Town Clerk

Isaac Lawton's Ear mark for his creatures  
is a fork in the Right Ear & a halfpenny  
behind the same.

Recorded Jan'y 16. 1829 by Fredrick Brownell T. Clerk

Stephen Bassett's Ear mark for his creatures  
is a slanting Crook off the fore side of the  
right Ear.

Recorded June 20. 1829 by Fredrick Brownell T. Clerk

Jacob Allen's Ear mark for his creatures  
is a fork in the right Ear and a half penny  
before the same

Recorded October 13. 1829

by Fredrick Brownell T. Clerk

Warton Case's Ear mark for his creatures  
is a half penny behind each Ear

Recorded March 15. 1830

by Fredrick Brownell T. Clerk

159  
We The Subscribers fence viewers of The Town  
of Westport duly chosen and engaged, having  
been requested by Lydia Cornell and William  
Macomber to divide the fence between their  
lands. after due notice to the parties, we this  
day met on the premises, and have assigned  
and do hereby assign to each of said parties  
a share of said fence as follows - viz: -

The said Lydia Cornell shall make and  
maintain a good and sufficient fence  
from the North East corner of her meadow  
East of the road, thence Southerly nine and  
one half rods to a stone set in the ground  
on the East side of the wall

And the said William Macomber shall  
make and maintain a like fence from  
said bound Southerly to a corner and thence  
Westerly to the North East corner of Lucy Davis'  
Meadow - about eight rods and one quarter.

Given under our hands at said Westport  
this nineteenth day of August A.D. 1828

N. C. Brownell

Nathan Wood

John Potter

Recorded September 8. 1828

by Fredrick Brownell T. Clerk



133. We the subscribers fence viewers of the Town  
of Westport duly chosen and engaged - having been requested  
to divide the fence in the line between the  
land of Daniel Cornell and William Macomber  
both of said Town, after due notice to the parties,  
we have this day met on the premises and have  
assigned and do hereby assign to each of said  
parties his share of said fence as follows - viz -

The said William Macomber - shall make  
and maintain a good and sufficient fence from  
the South East corner of Lucy Davis's land Easterly  
from the road - thence Easterly twenty one rods to  
a stone set in the ground on the south side of  
the wall.

And the said Daniel Cornell - shall make  
and maintain a like fence from said stone  
Easterly twenty five rods to a corner.

And the said William Macomber shall  
make and maintain a like fence on the  
remainder of said line viz. from said corner  
Southerly about five rods and eight links to  
Gideon Cornell's land and where the wall  
and fence on the last mentioned course now  
stands.

Given under our hands at said Westport  
the nineteenth day of August A.D. 1828

N. K. Brownell

Nathan Wood

Recorded September 9. 1828

By Frederick Brownell, Clerk John Potter

134. 40. April 15. 1828 Paid out a Highway of  
four rods wide beginning at a stone heap  
near the place where William Petty's old house  
formerly stood and run North thirty degrees  
West Three Hundred and forty rods to Bread  
& Cheese brook road (so called) on the line  
now established by an Act of the General Court  
as a boundary line between the Towns of Dart-  
mouth and Westport said line to be the middle  
of the road - the said Act also provides that  
said Highway shall be made and kept in repair  
by each of said Towns in the proportion that  
each paid in the last State tax.

Laid out by us and our order

Frederick Brownell / Selectmen

Daniel Wing.

George M. Brownell / Westport

At a legal meeting of the Inhabitants of the  
Town of Westport held at the Town house in said  
Town on Saturday the 30<sup>th</sup> of August 1828.

Voted. that the foregoing action of a highway  
be accepted and Recorded.

Frederick Brownell Town Clerk



Whereas a dispute has arisen between Jeremiah White and Joseph Brightman, both of Westport, in the County of Bristol, about their respective rights in a partition fence in the line between their lands, North of Maxson Meekers — We the subscribers fence viewers of the Town of Westport duly chosen and sworn, having on the application of the said Jeremiah White and after giving due notice to the said Brightman, who was present viewed the premises and having the consent of both parties, do hereby assign to each his share of said fence as follows.

The said Joseph Brightman shall build and keep in repair a good and sufficient fence from the road Westerly about thirty two and one third rods, to Jeremiah White's wall running southerly.

And the said Jeremiah White shall build and keep in like repair a like fence from said wall Westerly in the line about Ninety and one half rods into the Swamp to Easton Rowland's North East Corner.

Again the said Joseph Brightman shall build and keep in like repair a like fence from the road Easterly twenty eight and three quarter rods to a stake

And from said stake Easterly to Elijah Maumbers line about twenty rods is to be made and maintained by the said Jeremiah White.

Given under our hands this twenty sixth day of May A.D. 1820.

N. C. Brownell

Adam Gifford

Recorded by Frederick Brownell S. C. C.

156  
Whereas a dispute has arisen between Holder White and Nicholas White both of Westport in the County of Bristol — About their respective rights in a partition fence in the line between their lands or Farms, extending from the river Easterly to the road — Now be it known that we the subscribers fence viewers of the Town aforesaid, duly chosen and sworn have on the application of the said Holder White and in presence of said Holder and Nicholas viewed the premises and duly considered the matter and have assigned and do hereby assign to each of the said parties his share of said line as follows.

The said Holder White shall make and keep in good repair a good and sufficient fence from the road Westerly in the line Sixty four rods to a flat stone in the wall six feet east of a buttonwood tree South of the line. — The said Nicholas White shall make and keep in good repair a like fence from said flat stone Westerly in the line Ninety five and one half rods to a stake in the Marsh.

The said Holder White shall make and keep in like repair a like fence from said stake Southwesterly in the line twenty three and one half rods to a turn in the ditch & from thence about one rod into the creek — Given under our hands at said Westport this fourteenth day of November A.D. 1821 —

N. C. Brownell

Abraham Cornell

Recorded by Frederick Brownell S. C. C.



To know all men by these presents that we Phillip  
Tripp - and Stephen Tripp both of Westport in the County  
of Bristol - owners of the farm late the property of  
William Cornell - and Wate Brownell of said  
Westport - owners of the farm late Thomas Brownell's  
have this twenty seventh day of November A.D. 1828  
divided the following fence between our said lands  
as follows (to wit) The said Phillip Tripp and  
Stephen Tripp agrees to take, and make and  
maintain three rods & eight feet beginning in the  
line at the west end of the said Wate's Garden  
& running Easterly the above distance. Then the  
said Wate agrees to make and maintain three  
rods and twelve feet from the last mentioned  
distance running Easterly to a corner of a wall  
by the Orchard. Then the said Wate is to set off  
as above fourteen rods running Northerly - Then  
the said Phillip and Stephen takes twelve rods  
on the same course and line to the North  
West corner of the said Wate's farm - In witness  
whereof and consenting to the aforesaid division  
we the aforesaid parties have hereunto set  
our hands the day and year first above written

Witness, Adam Gifford

Phillip Tripp  
Stephen Tripp  
Wate Brownell

Recorded By Frederick Brownell J. Clerk



Know all men that we the Subscribers who own  
and improve lots of land adjoining each other situate  
and lying on each side of the line separating the  
Town of Troy and Westport the said Adam Borden  
owning on the North in Troy and the said Elijah  
Blossom owning on the South in Westport mutually  
agreed to assign to each other his share of the division fence  
between said lots and have mutually agreed to build a  
good and lawful fence and keep the same in repair in  
proportion as follows The said Elijah Blossom on his part  
agrees to begin at the North west corner of Prudence Borden's  
land and the East end of said division and build and  
keep in repair as above named the first sixteen rods  
from the said Prudence's land Westward near the South  
East corner of said Borden's Orchard and the said  
Adam Borden on his part agrees to build as above named  
and keep the same in repair from the termination of  
the ~~first~~ sixteen rods westward thirty nine rods untill  
it comes near the old brook (so called) and from thence  
the said Elijah Blossom agrees to build and keep in  
repair as above thirty five rods near a butment in  
the brook meadow (so called) and from thence the  
said Adam Borden agrees to build and keep in  
repair as above named thirty three rods to the westward  
of said meadow and from thence the said Elijah  
Blossom agrees to build and keep in repair as above  
named the residue of said division fence to the  
West end thereof being twenty nine rods more or less -  
In Witness whereof the said Adam Borden and Elijah  
Blossom have hereunto set our hands and seals this twenty  
fifth day of March in the year of our Lord one thousand  
eight hundred and thirty  
Signed Sealed and delivered  
in presence of  
George Borden Witnessed by Frederick Brownlee J. C. H.

Adam Borden  
Elijah Blossom



Perambulated and resurveyed this 5<sup>th</sup> 7<sup>th</sup> & 8<sup>th</sup> days of September A.D. 1826 the Highway that was formerly laid out in the year A.D. 1780 from the Northeast corner of Robert Kirley's homestead Southerly to the Sea shore and Northerly to the head line of the Towns - which said highway by an Act of the General Court, passed in the year A.D. 1787 was established as a boundary line between the Towns of Dartmouth and Westport - and was perambulated and resurveyed in the year A.D. 1790 which bounds & courses we have now followed excepting some small mistakes we found beginning at the said N. E. corner of Robert Kirley's homestead near John Lawrence's near Wilbour Gifford's dwelling House thence South about five degrees East as the wall stands on the west side of the way Two Hundred and fifty four rods to a heap of stones - thence South six and a half degrees East Sixty six rods to ~~the~~ Tillinghast Almshouse Orchard thence South thirty seven degrees East across the corner three rods to the wall on the East side of said Orchard - thence South twenty and a half degrees East two Hundred and eleven rods to the corner of said Almshouse wall at the beach thence on the same course sixteen rods to a ledge of rocks in the surf of the sea at low water mark - Beginning again at said Kirley's corner thence Easterly across the drift way three and one half rods to the corner of the wall thence East twenty three and one half degrees North as the wall stands one Hundred and seventeen rods to the corner - thence North ten and one half degrees



161  
West. One Hundred and thirty four rods to a corner  
opposite Pardon Pearses dwelling house - Thence North  
five degrees West thirty five rods to an elbow in the  
wall of stone bridge across the path - Thence North  
twenty four degrees West six and a half rods to a turn  
in the wall - Thence North five degrees West twenty five  
and one quarter rods - Thence North twenty six degrees East  
four rods Thence North four degrees West about one  
hundred and fifty two rods to a stone heap about  
three and a half rods westward from a bar way formerly  
Willcox's near a white oak tree - Thence North about  
forty one degrees East thirty eight rods to a stone heap  
Thence North six degrees West forty six rods to the N. E.  
corner of land formerly Timothy Gifford's near an  
apple tree a little West from Stephen Tallmans house  
Thence North four degrees East forty eight rods -  
Thence North twenty seven degrees East about sixty rods  
to a stone heap lying four rods westward from a mark  
rock - Thence from said stone heap North twenty  
degrees East sixty four rods to a heap of stones - Thence  
North seven degrees West about one hundred and forty  
three rods to the second wall from the south side  
or line of what was formerly called Peleg Butts land  
Thence on the same course about sixty six rods  
to a stone heap lying about four rods westward from  
the N. W. corner of what was called Butts house -  
Thence North fourteen degrees West about one hundred  
and eighty three rods - Then we crossed the way  
East fourteen degrees North four rods to a heap of  
stones a N. E. corner bound of what was formerly  
called Tallman land - Thence North twenty one

162  
degrees West one hundred and seventy two rods to a  
stone heap lying about fifteen feet Westward from the  
North bar post standing nearly opposite the way that  
leads to Lickers bridge - Thence on the same course  
about twenty four rods to a stone heap lying West  
thirty degrees South about five rods from the S. W.  
corner of Thomas Gidleys house - Thence North  
twenty four degrees West about fifty three rods to a  
stone heap - Thence North twenty five and a half degrees  
West forty nine rods to an elbow in Gidleys wall  
four rods Easterly from a flat rock with stones on it  
formerly Willcoxes N. E. corner bound - Thence from  
said elbow in the wall North six and one half  
degrees West about about fifteen rods to a stake  
Thence North eight degrees East fifty rods to a stone  
heap - Thence East forty one degrees North eighty nine  
rods to a sapling black oak with stones about it -  
Thence East twenty four degrees North twenty nine and one half  
rods to a large white oak tree by the side of a flat rock  
Thence North fourteen degrees East forty six rods to  
a white oak tree mark - Thence North about forty  
one degrees East about sixty rods to a stone heap  
at the parting of the way being a bound of the  
way that leads from Packards saw mill - Thence  
North one & one half degrees East two hundred and  
eighteen rods to a stone heap - Thence North sixteen  
degrees East one hundred and ninety four rods to  
a stake by the wall - Thence North two degrees  
West one hundred and thirty six rods to a stone heap  
on the south side of the Country road four rods  
Easterly from Luffis corner - Thence from said stone  
heap North twenty one degrees East thirty seven rods  
to the west side of two rocks with stones between them



No 3

Thence North Eighteen degrees West about one hundred and eighty two rods & a half to a saplin white oak with stones around it - Thence North thirty two degrees West about Twenty one rods to a stone heap on the hill at the parting of the way - Thence North Nineteen degrees West twenty two rods to a stump set in the ground with stones around it - Thence we measured across the way four rods to two small pitch pine trees with stones between them - From thence North thirteen degrees West sixty two and one half rods to a stone heap nearly opposite Macomber's old house - Thence North Eighteen degrees West sixty rods to the bank of the river - Thence on the same course about three rods across the river Thence North seventeen degrees West supposed about thirty rods to a wall on the south side of the young Orchard - Thence on the same course a part of the way by a wall two hundred and forty five rods to a stone heap - Thence North twelve degrees West fifty nine rods to an old stump with stones about it, supposed to be the stump of an old pine mark W. mentioned in the former returns - Thence North twenty one degrees West three hundred and forty eight rods to a stone heap near the place where William Pelley's old house formerly stood - Thence North seven and one half degrees West three hundred and thirty rods to a stone heap on the southerly side of the way that leads over bread & Cheese brook - From thence on the same course to Tucktown line - from the sea to the North side of what was formerly called Tullmans land - the bounds

164

and ranges are on the Westerly and Northerly side of the way. from the N. E. corner of Tullmans land to a stub set in the ground with stones around it where we measured across the way. The bounds and ranges are on the Easterly and southerly side of the way - from thence the bounds and ranges are on the Westerly side

In witness whereof we have hereunto Interchangeably set our hands

Walter Barker

Lutton, Kirby

Frederick Brownell

Warner King

Deputy  
of  
Westport

Recorded by Frederick Brownell J. Clerk

Reuben Grap's Ear mark for his Creatures is a half cropp behind the right Ear and a Cropp off the left.

Recorded January 17. 1832

By Frederick Brownell J. Clerk

Elihu Mosher's Ear mark for his Creatures is two half-pennys before each Ear.

Recorded June 16. 1832

by Frederick Brownell J. Clerk

Walter Kirby's Ear mark for his Creatures is Two holes in the left Ear.

Recorded Sept. 1. 1832

by Frederick Brownell J. Clerk

Frederick Allen Jr. Ear mark for his Creatures is a halfpenny behind the right Ear.

Recorded March 25. 1834

by Frederick Brownell J. Clerk



Stephen Allen's Ear mark for his  
creatures is three half pennies before  
the right Ear.

Recorded June 12. 1833 by  
Frederick Brownell & Co.

Obadiah Lawton's Ear mark for  
his creatures is a hole in the left ear

Recorded June 9. 1835 by  
Frederick Brownell & Co.

Godfrey Cornell's Ear mark for his creatures  
is a crop off the Right Ear and a slit in  
the same

Recorded Nov. 10. 1836  
by Frederick Brownell & Co.

Abner D. Tripp's Ear mark for his  
creatures is a ~~crop off the right Ear~~  
half crop behind the right Ear -

Recorded Dec. 30, 1840  
by Frederick Brownell & Co.

James R. Handy's Ear mark for his  
creatures is a half penny behind  
the left Ear

Recorded June 30, 1842

By Frederick Brownell  
Town Clerk

We now all men by their Presents in that we  
James Cornell and Abner Kirby both of Westport  
County of Bristol and Commonwealth of  
Massachusetts have on this first day of  
September in the year of our Lord one thou-  
sand eight hundred and thirty two mutually  
agreed, and made a division of land between  
our lands (it being between the Farm whereon the  
said Abner lives. and the said James' Earl Farm  
(so called) beginning at the Southwest corner of said  
Earl Farm - by the road - the said James for himself  
his heirs and assigns, agrees to build and keep in  
repair forever. Thirteen rods and four feet in then  
the said Abner for himself his heirs and assigns  
agrees to build and keep in repair forever Twelve  
Rods and twelve feet in then the said James as aforesaid  
takes five rods and thirteen feet in then the said Abner  
as aforesaid takes three rods and three feet to the South  
East corner of said Earl Farm in then the said James  
as aforesaid takes fifteen rods and two feet in then  
the said Abner as aforesaid takes fourteen rods  
and eight feet in then the said James takes  
seven rods in then the said Abner takes  
Eight rods and eight feet to the North side  
of said Farms in

In witness whereof, and each of us voluntarily  
consenting and agreeing to the foregoing division  
we have hereunto set our hands the day and  
year above written  
in presence of

Frederick Brownell

James Cornell  
Abner Kirby



168

I now all men by these presents that I  
 Benjamin B. Gifford, of Westport in the County  
 of Bristol and Commonwealth of Massachusetts  
 Yeoman, in consideration of One hundred and  
 Ninety Dollars to me paid by Elephat Tripp  
 of the said Westport, Housewright, the receipt where-  
 of I hereby acknowledge, have granted, bargained and  
 sold, and by these presents, do grant, bargain and  
 sell unto the said Tripp, all the goods Chattels,  
 wares and merchandise mentioned and specified  
 in the schedule hereunder written, viz:

|                                                                                                           |               |
|-----------------------------------------------------------------------------------------------------------|---------------|
| One Yoke of red oxen, 6 yrs. old                                                                          | \$45.00       |
| " " (one red & one yellow)                                                                                | 30.00         |
| one black & white cow                                                                                     | 15.00         |
| one red do                                                                                                | 15.00         |
| One Stack of Hay standing nearest<br>to my barn on the North side,<br>Containing by Estimation three tons | 50.00         |
| Twenty eight sheep                                                                                        | 35.00         |
|                                                                                                           | <u>190.00</u> |

To have and to hold all and singular the  
 said wares, and merchandise, goods & Chattels, unto  
 him, the said Tripp, his Executors, Administrators  
 and Assigns forever, And the said Gifford, for  
 himself, his Executors and Administrators, all and  
 singular the said Goods Chattels, wares and  
 merchandise, by these presents granted, bargained  
 & sold and every of them unto him the said  
 Tripp, his Executors, Administrators and assigns  
 against him the said Gifford, and his Ex-  
 ecutors, Administrators, and all other person or  
 persons whatsoever shall and will warrant  
 and forever defend by these presents  
 Provided nevertheless, That if the said



169

Benjamin R. Gifford, my Executors,  
Administrators or Assigns, or any of them,  
do and shall well and truly pay or cause  
to be paid unto the said Elephat Tuff  
his Executors, Administrators or assigns the  
sum of Eighty Five Dollars and legal inter-  
est on or before the Twenty fifth day of  
December next, then these presents together  
with every clause, article and thing therein  
contained; shall cease and be void and all  
and singular the said goods and chattels wares  
and merchandise, herein and hereby bargained  
sold and conveyed shall be delivered to the said  
Benjamin R. Gifford; otherwise this instru-  
ment and every thing therein contained shall  
remain in full force, and this bargain and  
sale shall become absolute without right  
of redemption.

In witness whereof. I have here-  
unto set my hand and seal this sixth day  
of September in the year of our Lord one  
Thousand eight hundred and thirty two.

Signed, Sealed and  
delivered in presence of

Benjamin R. Gifford 

J. H. W. Page

Received & Recorded this 6<sup>th</sup> day of September  
A.D. 1832 at 15 minutes past eight o'clock P.M.,

by Frederick Brownell, Town Clerk



I know all men by these Presents — That we  
 Schaboe Kirby and Allen Case, John Case,  
 Susan Case, Almira Case, and Alice Case, —  
 Children of Wanton Case Jr late of Westport Deceased  
 and Abigail Case Widow of the said Wanton  
 all of Westport in the County of Bristol and  
 Commonwealth of Massachusetts — have on this  
 Twenty fourth day of September in the year of  
 our Lord One Thousand eight Hundred & thirty  
 three — mutually agreed, and made a division  
 of fence between our lands, beginning at the  
 highway — The said Cases for themselves their heirs  
 and assigns agree to build and forever keep in  
 repair Eighty rods — Then the said Schaboe  
 agrees for himself his heirs and assigns ~~to build~~  
 and forever keep in repair One hundred fourteen  
 and one half rods — Then the said Cases as  
 aforesaid agree to build and forever keep in  
 repair Twenty seven and one half rods. —

In witness whereof and each of us voluntarily  
 consenting and agreeing to the above division  
 we have hereunto set our hands the day and  
 year above written.

in presence of —  
 Robt M. Case

Schaboe Kirby  
 Allen Case  
 John Case  
 Abigail <sup>Case</sup> ~~Case~~  
 marks  
 Susan Case  
 Almira Case  
 Alice Case

Recorded by Frederick Braunsell Town Clerk



Know all men by these presents - That we Ichabod Scrimgeour and Isaac Snell on the one part - and the heirs of Benjamin Triff late of Westport Deceased on the other part - all of Westport in the County of Bristol and Commonwealth of Massachusetts have on this Twenty fifth day of December in the Year of our Lord one thousand eight hundred and thirty three - mutually agreed and made a division of fence between our lands beginning at the road - The said heirs by Nancy Triff Widow of said Benjamin and Guardian to said heirs for herself - The said heirs - their heirs and assigns agree to build and forever keep in repair Twenty three & one half rods to a stake and heap of stones - Then the said Ichabod and Isaac for themselves, their heirs and assigns agree to build and forever keep in repair Thirty two and one half rods to a stake and heap of stones by the wall - Then the said Nancy as aforesaid takes Sixteen rods to a heap of stones then the said Ichabod and Isaac as aforesaid takes Twenty five & one half rods to a heap of stones by the wall - Then the said Nancy as aforesaid takes Fifteen & one half rods to a cross wall between Abraham Kirby and the said Nancy & heirs. -

In witness whereof, and each of us voluntarily consenting and agreeing to the foregoing division we have hereunto set our hands the day and year above written.

in presence of  
Jacob Allen

Ichabod Scrimgeour  
Isaac Snell  
Nancy Triff

Recorded by me

Fredrick Brownell, Town Clerk

Whereas doubts have arisen between Jonathan Peckham of Westport and Pardon Gifford of New Bedford respecting their rights in a partition fence in the line between their lands in Westport - We the subscribers fence viewers of said Town of Westport duly chosen and engaged, having on the application of both the said parties viewed the premises and duly considered the matter, have assigned and do hereby assign to each of ~~the~~ said parties his share of said fence as follows viz. -

The said Pardon Gifford shall make and maintain a good and sufficient fence between his land and the North side of said Peckham's Homestead from the road Westport about fourteen rods to a walnut tree near the wall, on said Peckham's land.

And the said Jonathan Peckham shall make and maintain a like fence from said Walnut tree Westport eight rods to a stake nearly opposite a maple tree mark'd. -

And from said stake the said Pardon Gifford shall maintain and make a like fence Westport five rods to the Southwest corner of his meadow. -

We then divided the line between their lands Westport from said Southwest corner of the meadow and assigned fifteen rods to the said Pardon Gifford to a Birch tree mark'd on the west side of the Brook and the remainder of said line Westport to the corner of



of their lands about fourteen rods we assigned to the said Jonathan Puckham

We then divided another line belonging to the same parties as follows viz:

The said Jonathan Puckham shall make and maintain a good and sufficient fence commencing at the Road and the North East corner of a lot which the said Gordon Gifford bought of Humphrey Howland, thence westerly about ten and an half rods to a stake.

And the said Gordon Gifford shall make and maintain a like fence from said stake westerly twelve and an half rods to the North West corner of his Orchard.

Given under our hands at said Westport  
this twenty sixth day of Sept. A.D. 1834

Nathan C. Brownell }  
Abraham Kirby } Viewers

Whereas doubts exist between Jonathan Puckham and Humphrey D. Howland both of Westport in the County of Bristol, respecting their rights in a partition line in the line between their lands in said Westport - Now be it known, that we the subscribers free viewers of said Town of Westport duly chosen and engaged, having on the application, and in the presence of both the said Parties (Pelez W. Puckham appearing for Jonathan Puckham) viewed the premises and duly considered the matter, have assigned and do hereby assign to each of the said Parties his share of the said fence as follows viz:  
The said Humphrey D. Howland shall make and maintain a good and sufficient fence from the Brook westerly about six rods to a White oak tree.

And from said tree the said Jonathan Puckham shall make and maintain a like fence westerly fourteen and three quarter rods to a long stone in the wall.

And from said stone the said Howland shall maintain a like fence westerly about eight and an half rods to the road.

And then on the West side of the road from the South East corner of said Howland's land - the said Puckham shall make and maintain a like fence westerly fifty two rods and about ten links to the South West corner of said Howland's land, and thence Northwesterly twenty nine and three quarter rods nearly to



to a cross wall on Howlands lands.  
 And the saids Humphrey D. Howlands  
 shall make and maintain a like fence from  
 saids cross wall Northerly about forty three  
 and three quarter rods to the North West  
 corner of his lands and from saids corner  
 Easterly forty one and an half rods to the  
 Northwest corner of Pardon Giffords Orchard

Given under our hands this twenty sixth  
 day of September A.D. 1834 at saids Westport

Nathan C. Brownell }  
 Abraham Scirely } Viewers

The The Subscribers being called upon  
 by Edmund Brownell of Little Compton  
 and William Manchester of Westport  
 and Susan Fowler of Livonia State of New-  
 York - (Edmund Brownell in behalf of Susan  
 Fowler, as agent. The saids Edmund Brownell  
 having a power of Attorney to act for the same)  
 to make a division in some wall and water-  
 fence between the above mentioned proprietors  
 Division 1<sup>st</sup> String beginning at the Northwest cor-  
 -ner of Susan Fowlers lands by a drift way  
 so called running Easterly  $21\frac{3}{4}$  Rods Assigned  
 to William Manchester - From thence East-  
 -erly to the Creek wall  $17\frac{3}{4}$  Rods From thence  
 Northerly  $11\frac{1}{2}$  rods Assigned to Susan Fowler  
 From thence Northerly and Easterly to the Creek  
 rock so called  $11\frac{1}{2}$  rods Assigned to William  
 Manchester. From thence Easterly a waterfence  
 is to be made and supported equally by the  
 parties interested if required. —

Division 2<sup>nd</sup> From the Southwest corner of  
 William Manchester's lands running  
 Northerly to the Northeast corner of Edmund  
 Brownell's lands  $42$  Rods assigned to Edmund  
 Brownell. From thence Westerly to the South-  
 East corner of Enock French's land  $44$  rods  
 assigned to William Manchester. —

Division 3<sup>rd</sup> From the Northwest corner of  
 Susan Fowler's lands running Southerly  $65\frac{3}{4}$   
 Rods assigned to Edmund Brownell.

From



177  
From Thence Southerly and Easterly  
26 Rods assigned to Susan Fowler. From  
Thence Southerly the bare water fence wall  
and water fence is to be made and supported  
equally between the parties interested

Dated at Westport. Abraham Sprinley }  
March 20. 1834. Peleg Manaster } Viewers

Recorded Dec. 8. 1834  
By Frederick Brownell Town Clerk

178  
We the Subscribers fence viewers of the Town  
of Westport duly shown and engaged have been  
requested to view the line and fence between the  
lands of Wing Howland and Sarah Sprinley  
both of Westport. have attended that service and  
have assigned and do hereby assign to each party  
a share of said fence as follows The said Wing  
Howland, and Sarah Sprinley by her Agent  
Stephen Cornell & being present.

The said Sarah Sprinley shall build and keep  
in repair a good and sufficient fence from the  
Town Farm Southerly in the line thirty one rods  
to a small white oak tree marked, standing on  
the east side of the wall.

And the said Wing Howland, shall build and  
keep in like repair a like fence. from said tree  
Southerly and Easterly and Westerly as the line  
goes, to the South bar post, by the old Orchard  
Thence in the line South Easterly, six rods &  
six feet to a heap of stones, — — —

And from thence the said Sarah Sprinley  
shall build & keep in like repair a like fence  
in the line six rods & six feet to the South East  
corner of said old Orchard and from thence  
Southerly twelve rods, to a corner of the wall.

And from said corner, the said Wing Howland,  
shall keep in like repair a like fence Easterly  
sixteen rods to the road — — —

And the said Sarah Sprinley shall make and  
keep in like repair a like fence from the road  
Easterly in the line twenty two and one half rods  
to a rock on the South side of the wall — — —

And the said Wing Howland, shall make and  
keep in like repair a like fence on the other part  
of said line about twenty two rods, to a corner of  
Stephen Cornell's land. —



We then went to the line of David Shirley's  
lands, and sett off for Sarah Shirley to make  
and maintain a like fence from said line  
Southernly sixteen rods & one quarter to an ash  
tree marked -

And the remainder of said line, eleven rods  
and three quarters to a stone heap we sett off to  
Mary Howlands, to make and maintain as  
aforesaid

N. C. Brownell, Towne viewor  
Witness  
John Maromher } of Westport  
Dated at Westport Oct: 25. 1827

Recorded by Frederick Brownell, T. C. M.



Know all men by these Presents, that we  
 Frederick Brownell, Jonathan Davis and  
 Daniel Gifford Selectmen of the Town of  
 Westport, and Ichabod Kirby all of Westport  
 in the County of Bristol and Commonwealth  
 of Massachusetts - have on this nineteenth  
 day of April in the year of our Lord one  
 thousand eight hundred and thirty six -  
 mutually agreed and made a division of  
 fence between the lands of the Inhabitants  
 of said Town of Westport and the said  
 Ichabod's land, as follows viz: Beginning at  
 the South West corner of the Towns Farm  
 The said Ichabod agrees for himself his heirs  
 and assigns to build and forever keep in  
 repair about Ninety one Rods to the Highway  
 at the North East corner of the Town's burying  
 grounds and from the Highway at the North  
 west corner of the Towns Orchard about six-  
 teen rods to Northeast corner of said Orchard  
 Then the said Frederick, Jonathan & Daniel  
 as aforesaid agree for themselves their successors  
 in said Office, and in behalf of the Inhabitants  
 of said Town of Westport to build and forever  
 keep in repair about Fifty seven rods from  
 the Northeast corner of the Orchard aforesaid  
 to the River and it is further agreed by the  
 aforesaid parties that the fence or wall shall be  
 built from the North East corner of the said Or-  
 chard on the Towns Farm, on a straight line  
 to a rock in the North side of the brook at  
 the watering place - and from said rock



101  
on a straight line to a stone on the Marsh  
by the edge of the Creek.

In witness whereof and each of us  
voluntarily consenting and agreeing to  
the aforesaid division we have hereunto  
set our hands the day and year above  
written —

in Presence of  
Abner Sperry  
Joseph H. Tripp

Frederick Brownell  
Jonathan Davis  
Daniel Gifford  
Schabaz Sperry

Recorded by Frederick Brownell Town Clerk

To the Town Clerk of Westport This is to give  
Notice that I have taken up going at large out  
of the owners enclosure. A bay horse star  
on the forehead white strip on the nose - right  
hind foot white in switch tail. The owner whereof  
to me is unknown.

Westport Nov 1. 1836 Augustus Fay

Received and Recorded Nov 7. 1836

Frederick Brownell Town Clerk

182  
Be it known that we the subscribers fence  
viewers of the Town of Westport duly chosen  
and sworn have on the application of Abraham  
Birley viewed a partition fence in the line  
between his land and the land of Luther  
White's near to Stephen Tripp's and in pres-  
ence of both the said parties having duly  
considered the matter have assigned and  
do hereby assign to each of said parties  
his share of said fence as follows - viz: —  
The said Abraham Birley shall make and  
keep in good repair a good fence from  
Stephen Tripp's land Southwesterly in the line four  
rods and ten feet to the corner and from  
thence Easterly in said line ten rods to a  
long stone by the wall.

The said Luther White shall make and  
keep in like repair a like fence from said  
long stone Easterly in the line about thir-  
teen rods to the creek.

Given under our hands at said Westport  
this seventeenth day of October A.D. 1821

A. C. Brownell  
Abraham Cornell

Recorded by Frederick Brownell T. C. Clerk



Know all men by these Presents that we  
 Enos Gifford Esq. and Cainan Gifford German  
 both of Little Compton County of Newport State of  
 Rhode Island do covenant and have agreed to  
 divide the whole of their division fence between  
 their lands and do by these presents confirm  
 the same in the following manner viz: —  
 Enos Gifford takes from the South end of said  
 partition fence Northerly and Easterly as the wall  
 runs to a birch tree that is marked standing  
 on the East side of the brook — from thence Cainan  
 takes as the wall and fence runs to the Northwest  
 corner of Irish Field (so called) from thence the said  
 Enos takes to the middle of the wall that leads  
 from the North East corner of Irish Field to the  
 Northwest corner of the new field (so called)  
 from thence the said Cainan takes until it comes  
 to nine rods to the East of the Gate and base to  
 the Eastward of the burying place — from thence  
 the said Enos takes to the River — Each party  
 to have and to hold all the above described parts  
 to them their heirs and assigns forever. —

In witness whereof we have hereunto set our  
 hands and seals this thirty first day of July  
 one thousand eight hundred and five 1805

in presence of us  
 Ephraim Gifford  
 Nathel Gifford

Enos Gifford (L.S.)

Cainan Gifford (L.S.)

Recorded February 9. 1838 by

Frederick Brownell Town Clerk

George White's Ear mark for his creatures  
 is a slit in the right ear and a hind  
 Gad in the left.

Recorded May 16. 1830 Frederick Brownell Town Clerk

Whereas doubts have arisen between Daniel Cornell  
 and Cainan Gifford both of Westport in regard to  
 their respective rights in a partition fence in the  
 line between their Farms, whereon they now reside,  
 in said Westport. — We the subscribers Town viewers  
 of said Town duly chosen and sworn, having on the  
 application of the said Daniel Cornell, and after  
 due notice to the said Cainan Gifford who was  
 present, viewed the premises and duly considered  
 the subject, have assigned and do hereby assign to  
 each of the said parties his share of said fence  
 as follows — that is to say. —

The said Cainan Gifford shall build and keep  
 in repair a good and sufficient fence from Pardon  
 Cornell's lands, Southerly in the line between said  
 Farms, Twenty three rods to a stake. —

And the said Daniel Cornell shall build  
 and keep in repair a like fence from said stake  
 Southerly in the line aforesaid, thirty nine rods  
 and three feet to a stake. —

And the said Cainan Gifford, shall build and  
 keep in like repair a like fence, on the remaining  
 part of said line viz: from said last mentioned  
 stake about sixteen rods and three feet to Stephen  
 Allen's lands. Given under our hands at said  
 Westport, this eighteenth day of August one thousand  
 eight hundred and thirty eight. Nathan C. Brownell  
 John Potter

Recorded August 31. 1830

by Frederick Brownell Town Clerk



(185)

Know all men by these Presents that we John Wainer and Rodney Wainer both of Westport, County of Bristol and Commonwealth of Massachusetts have on this twenty Third day of June eighteen Hundred and Forty mutually agreed, and made a division of Fence between our homestead Farms as follows: beginning at the South line of Cloe Wainer's Farm. The said John for himself his heirs and assigns, agrees to build and keep in repair forever Twenty four rods. Then the said Rodney for himself his heirs and assigns agrees to build and keep in repair forever Twenty Rods to the South side of said Farms.

In witness whereof, and each of us voluntarily consenting and agreeing to the foregoing division we have hereunto set our hands the day and year above written

in presence of  
Frederick Brownell

John Wainer  
Rodney Wainer

Recorded June 24, 1840

By Frederick Brownell Town Clerk

(186)

Know all men by these Presents that we John White, Easton Howland, and John W. Howland all of Westport in the County of Bristol and State of Massachusetts have on this Eleventh day of February in the year of our Lord one thousand eight hundred and Forty one mutually agreed, for ourselves our heirs and assigns to establish the line between our land, and make a division of the fence as follows, viz: - beginning at the Northeast corner of the Cornell Farm and running North 38 deg. 40' East One hundred eight and three quarter rods to a long square stone set in the line between the land of John White and Joseph Brightman and at the Northeast corner of Easton Howland's Farm.

John White agrees for himself his heirs and assigns to build and forever maintain a good and sufficient fence one rod more than one half the distance on the line between him and Easton Howland on the North end of said line.

Easton Howland agrees for himself his heirs and assigns to build and forever maintain a good and sufficient fence one rod less than one half the distance on the South end of said line.

Then John White agrees for himself his heirs and assigns to build and forever maintain a good and sufficient fence on the North end of the line between him and John W. Howland one and one half rods more than one half the distance from the Northeast corner of the said John W. Howland's land to the North end of the wall standing on the South end of said line.

John W. Howland agrees for himself his heirs and assigns to build and forever maintain a good and sufficient fence on the

turn over



(187)

South end of the line - it being the wall at the South end and one and one half rods less than half the distance from the North end of the wall to the Northeast corner of said John M. Howland's land.

In witness whereof, and each of us voluntarily consenting and agreeing to the foregoing division and establishment of the line, we have hereunto set our hands the day and year above written

In presence of  
 Frederick Brownell  
 Matthias C. Sammons  
 John White  
 Easton Howland  
 John M. Howland

Recorded February 12, 1841

By Frederick Brownell, Town Clerk

188

On the Eleventh day of June A.D. 1841 - The subscribers laid out a highway or Town way, Forty feet wide, with the bounds & ranges on the West side, beginning at the Southeast corner of Samuel Ayers Pasture on the west side of a highway laid out in the year 1800. - Then South Twenty deg<sup>s</sup> West Thirty rods to a rock with stones on it - then South 25 $\frac{1}{2}$  rods to a corner of a meadow - then South Thirteen deg<sup>s</sup> East 13 $\frac{1}{2}$  Rods to the South line of Harvey Taber's land. Then on the same course 32 $\frac{1}{2}$  rods to Benjamin Seabury jr. land (formerly Edmund Brownell's) at a corner West from the gates - Then South one deg<sup>s</sup> East 110 Rods to Benjamin Slocums land - then South Fifteen degrees West 4 Rods to a stone heap - then South Twenty two degrees East 38 Rods - then South Thirty one degrees East 20 Rods to Abraham Manchester's land - then on the same course 9 Rods - then South Seventy three degrees East 37 Rods to a stone heap - then South Sixty degrees East 57 Rods to land of the heirs of Silvester Brownell - then South Nine degrees East as the wall stands 55 Rods to James Manchester's land - then South Three degrees East 48 Rods to Charles Howland's land - then South Twenty two deg<sup>s</sup> West 25 $\frac{3}{4}$  Rods to a stone heap - then South Five deg<sup>s</sup> West 16 Rods to the Northeast corner of a Meadow - then South Six deg<sup>s</sup> East 78 Rods to a stone heap side of a wall - then East as the wall stands 5 Rods & 5 feet to a corner - then South Nine & a half deg<sup>s</sup> East 21 Rods



Then South Five deg<sup>l</sup> East 38½ Rods.  
to a corner - Then South Six deg<sup>l</sup> East  
68 Rods to the Sea shore.

Fredrick Brownell } Selectman  
John A. Gifford } Westport

The subscribers have determined that  
the following named Persons be allowed  
the sums set against their names respectively  
for damages by them sustained in consequence  
of the foregoing highway being laid out over  
their lands viz:

|                             |          |
|-----------------------------|----------|
| Harvey Tabor                | \$ 60.00 |
| Abraham Manchester          | 50.00    |
| Heirs of Silvester Brownell | 30.00    |
| Charles Howland             | 100.00   |

Westport June 11, 1841

Fredrick Brownell

John A Gifford

At a legal meeting of the Inhabitants  
of the Town of Westport, held at the Town  
house in said Town on Monday the 21<sup>st</sup>  
day of June A.D. 1841.

Voted that the foregoing Return of a  
highway and determination of the Selectman  
be accepted and Recorded

Recorded by

Fredrick Brownell

Town Clerk



190  
Ephraim Briggs Ear Mark for  
his Creatures is a Fork in the right  
Ear and a halfpenny before the same  
and a hole in the left.

Recorded May 30, 1842

By Frederick Brownell J. W.

We now all men by these Presents that we  
Frederick Brownell, Obadiah Lawton &  
Edward S. Gifford Selectmen of the Town of Westport  
in the County of Bristol and State of Massachusetts  
have on this Fourteenth day of April in the year  
of our Lord one thousand eight hundred and  
Forty two - Mutually agreed and made a  
division of the fence between the land of the  
Inhabitants of said Town of Westport and the  
said Wing Howland's land as follows, viz:  
beginning at the river, the said Wing agrees for  
himself his heirs and assigns to build and forever  
keep in repair the fence to the Northwest corner  
of his meadow - then the said Frederick, Obadiah  
& Edward S. for themselves their successors in  
said Office and in behalf of the Inhabitants  
of said Town of Westport agree to build and  
forever keep in repair the fence from said  
Northwest corner of said Wings meadow to the  
highway.

In witness whereof and each of us  
voluntarily consenting and agreeing to the afore-  
said division we have hereunto set our hands  
this ~~Day~~ and year above written

in Presence of  
Jeremiah Devoe  
Barney Gifford  
G. F. S. White

Frederick Brownell  
Wing Howland  
Obadiah Lawton

Recorded by Frederick Brownell  
Town Clerk



An agreement made finished and concluded between Major Allen and Benjamin Gidley both of Westport, respecting their rights in a partition fence in the line between their lands or Farms in said Westport viz: The said Major Allen shall build a good and sufficient wall from a large White oak tree standing in or near the swamp (there being three the middle of which) in a course Northerly six degrees East Eight and a half rods nearly, to the same more or less to the South end of an old wall.

The said Benjamin Gidley is to keep in good repair six and a half rods of the above mentioned wall commencing at the above named White oak tree as the line is - and the said Major Allen is to keep in repair the residue of said wall to the South end of the said old wall.

The said Major Allen shall build and keep in repair a good and sufficient wall from the South end of said old wall Northerly and Easterly in the line Fifteen Rods or nearly to a buttment in the wall.

The said Major Allen is also subject to like requisitions from the said buttment North six degrees West. Fourteen rods to a stake and heap of stones in the swamp.

The said Benjamin Gidley shall build and keep in repair a good and sufficient wall from the stake and heap of stones North six degrees West Twenty five and a half rods to a wall running Easterly & Westerly near the old crossway so called

Westport Nov. 10. 1843  
 signed in presence of  
 Frederick Brownell  
 Major Allen  
 Benjamin Gidley

Recorded by Frederick Brownell  
 Town Clerk

To The Town Clerk of the Town of Westport,  
 This is to give Notice That on the Eleventh day of September A.D. 1843 I found in said Town of Westport one Horse waggon and Harness. The owner or owners of which are to me unknown you will therefore enter the same on the Town's book of Record

Westport Sep. 1843 Thomas B. Gifford  
 Recorded by F. Brownell T. Clerk

To Abner Potter Jr Frederick Slade two disinterested and sufficient persons of the County of Essex

You are hereby appointed and empowered faithfully and impartially to appraise upon oath at the true value thereof in money according to your best judgement a horse waggon and harness found by Thomas B. Gifford in the Town of Westport on the Eleventh day of September last, who has entered and posted the same as the law directs - and you are to make return of this warrant with your doings thereon into the Town Clerk's Office of said Town of Westport within seven days from the date hereof

Dated Westport Nov. 2. 1843 Frederick Brownell Town Clerk

Westport Nov. 6. 1843 Personally appeared the within named Abner Potter Jr and Frederick Slade and made solemn affirmation that in appraising the within mentioned waggon and harness they would act faithfully and impartially

before me Frederick Brownell Town Clerk



Pursuant to the within warrant we have on our affirmation appraised the within named Horse, waggon, and Harness at Five Dollars and seventy five cents and no more.

Westport Nov. 6. 1843  
Abner Potter J  
Frederick Rade

Recorded by Frederick Brownell Town Clerk

The Subscribers Town viewers of the Town of Westport duly chosen and sworn, having been requested by John Wainer of said Westport to divide the Fence in the line between his Farm, and the farm belonging to the heirs of Paul Wainer deceased. After due notice to the parties, who were present, we have ~~viewed~~ the premises, and have assigned, and do hereby assign to each of said Parties, a share of said fence as follows - that is to say -

Asa Wainer & Adoniram, who represent the heirs of Paul Wainer Deceased, shall keep in repair a good and sufficient, from the North west corner of their land adjoining Rodney Wainers land Southwesterly eight rods & 4 feet to a stake on the Southwesterly and Westwesterly side of a Watering place -

And the said John Wainer shall keep in like repair a like fence from said stake Southwesterly to the South West corner of said Asa & others land eight rods & 4 feet.

Then to Asa & Adoniram as aforesaid Easterly Ten rods to a stone post in the middle of the wall -

<sup>194</sup>  
Then to John Wainer Easterly forty three rods and 5 feet to an abutment -

Then to Asa & Adoniram as aforesaid Easterly forty three rods and seven feet to a stone post.

Then to John Wainer Easterly eight rods and Eleven feet to a corner. Thence Northerly one rod twelve & an half feet to a corner. Thence Easterly ten rods and seven feet to a long stone in the top of the wall.

Then to Asa & Adoniram as aforesaid Easterly Ten rods & eight feet to an abutment.

Then to John Wainer two rods fifteen and a half feet to a stone post in the wall.

Then to Asa and Adoniram, as aforesaid three rods Easterly to a corner. Thence Southwesterly five & an half feet to a stone post in the wall.

Then to John Wainer Southwesterly five & an half rods to a corner - and thence Easterly eight and an half rods to an abutment.

And then to Asa & Adoniram as aforesaid Easterly eight and an half rods to a stone post, in Rodney Wainers line. The Northwest corner of his pasture.

Given under our hands at said Westport this twenty ninth day of June 1843

Nathan C. Brownell  
John Potter

Recorded by Frederick Brownell  
Town Clerk



195.

An agreement between Rufus Tripp and Oliver Brower of the division <sup>their</sup> of Line fence.

Oliver's part to begin at the corner bound at the road then west in the line, to a corner of the said Rufus Tripp's land, then southerly to a corner of the wall at the corner of the said Oliver Brower's land for his part to maintain. The said Rufus Tripp agrees to maintain from said corner west in the line to the northwest corner of said Rufus Tripp's land for his part.

August 27, 1851

Oliver Brower

Alexander B. Gifford

Rufus Tripp

Weston Gifford

Received and Recorded the above Agreement September 6<sup>th</sup> 1851

Attest a True Record

Geo. A. Gifford Town Clerk

196.

Know all Men by these presents that we Thomas Winslow and Adam Gifford of Westport, County of Bristol and State of Massachusetts, have this Twenty fifth day of December 1844. Made a division of fence between us in the line of lands to the South of the Road, which was formerly Capt John Anthony's. The said Adam Gifford his heirs and assigns is to make and maintain the Westerly half of said fence, beginning at Capt Peleg Cornell's line then easterly, fourteen and a half Rods to a stake at the End of the wall of said Winslow, and the said Thomas Winslow, his heirs and assigns is to make and maintain the Easterly half of said fence commencing at the stake aforesaid, and go Easterly to the Road, fourteen and a half Rods, In Witness whereof we have hereunto Subscribed our names

Witness

Thos Winslow

Abner B. Gifford

Adam Gifford

Received June the 7<sup>th</sup> 1845 and Recorded

by me P. W. Peckham, } Town Clerk



We the subscribers Selectmen of the Town of Westport, have surveyed, and Altered the highway leading from Pardon Gifford's Mill, to Joseph Chace's near Blumlock gutter (so called), as follows

Beginning at a conglomerate rock 6 Rods to the North of the Brook, at Hemlock gutter from thence South, 25 rods to a split stone sitting by the west side of an old wall

2 bounds, Thence S. ~~32~~<sup>22</sup> deg. W. 28 rods to a split Stone in the woods

3. Thence S.  $30\frac{1}{4}$  deg. W. 29 rods to a split stone in the woods

4<sup>th</sup> Thence S.  $9\frac{1}{4}$  deg. West 56 Rods to a split stone set the E. side of an old wall

5<sup>th</sup> Thence S.  $16\frac{1}{3}$  deg. West 26 rods to a split Stone set in Pileg Dennis's wall

6<sup>th</sup> Thence S.  $8\frac{3}{4}$  deg. E. 40 rods to the S. E. corner of Pileg Dennis's homestead farm and N. E. corner of Rufus Tripp's land

7<sup>th</sup> Thence S.  $12\frac{1}{2}$  deg. E. 60 rods  $2\frac{1}{2}$  feet to the S. E. corner of Isaac Gifford's Garden

8<sup>th</sup> Thence the same course 76 rods to the South side of Rufus Tripp's Lane

9<sup>th</sup> Thence S.  $11\frac{1}{2}$  deg. E.  $80\frac{1}{2}$  Rods to the line between land of Pileg Gifford & Jonathan Pierce

10<sup>th</sup> Thence S. 21 deg. E. 150 rods to a Stone set by the E. Side of Orrin Macomber's wall

11<sup>th</sup> Thence S.  $18\frac{1}{2}$  deg. E. 36 rods to the N. E. corner of Samuel Glades Homestead farm

12<sup>th</sup> Thence S.  $19\frac{1}{2}$  deg. E. 88 rods to A Split stone set in S. Glades wall at the turn in the road

13<sup>th</sup> Thence E.  $\frac{3}{4}$  deg. S. 18 rods 7 feet to the turn in the road, at the N. E. Corner of land belonging to Samuel Glade

14<sup>th</sup> Thence S.  $19\frac{1}{2}$  deg. E. 57 rods to a split stone set in the woods opposite David Thompson's

N. W. corner

15<sup>th</sup> Thence S. 16 deg. E.  $27\frac{1}{2}$  rods to A split Stone set in the woods

16<sup>th</sup> Thence S.  $33\frac{1}{4}$  deg. E. 56 rods to a split stone set opposite of Charles Coggshall's south gate post

17<sup>th</sup> Thence S. 16 deg. E.  $29\frac{1}{2}$  rods to a split stone set in Pileg W. Peckham's north line near a walnut Tree, a turn in the road

18<sup>th</sup> Thence E.  $27\frac{1}{4}$  deg. S. about 64 rods in S. Peckham's <sup>north</sup> line to a turn in the road at the N. E. corner of S. Peckham's land

19<sup>th</sup> Thence S. 9 deg. E. 18 rods

20<sup>th</sup> Thence S.  $18\frac{1}{2}$  deg. E. 30 rods to a split stone set at the corner of Pardon Gifford's and P. W. Peckham's land

This line being on the westerly side of the road, the Road to be 40 feet wide  
Westport August 18<sup>th</sup> 1845

Georg H. Gifford

Edward S. Gifford Selectmen

Rufus Tripp of Westport

At a legal meeting of the Inhabitants of the Town of Westport, held at the Town House in S. Town on Monday the 28<sup>th</sup> day of September 1845, it was Voted by a unanimous Vote to accept the road as surveyed and altered by the selectmen, also voted that the Selectmen be directed to set up good and permanent bounds on the west side of S. highway so surveyed and Altered

Recorded by P. W. Peckham Town Clerk

Turn over to the next leaf forward for an alteration



199.

We the subscribers selectmen of the Town of Westport have made an alteration in the Highway leading from David Thompsons to Charles S. Coggshalls beginning at a split stone set in the ground on the west side of the road opposite of David Thompsons and running S.  $35\frac{1}{4}$  D. E.  $25\frac{1}{2}$  rods, thence S.  $30\frac{3}{4}$  D. E.  $30\frac{1}{2}$  rods to another split stone, opposite of Charles S. Coggshalls, south gate Post, said alteration to be instead of running a straight line from the first to the last mentioned split stone which alteration is hereby reported to the town for their acceptance, and when accepted and recorded is forever after to be known as a public town Way.

Dated at Westport this 25<sup>th</sup> day of March A.D. 1847.

George H. Gifford

Stephen Howland

Frederick Brownell

Selectmen  
Westport

At a town meeting held at the town House in S town on monday April the 12<sup>th</sup> A.D. 1847 It was voted to accept the above Report and alteration.

Recorded

by me (P. W. Peckham Town Clerk)



We the Subscribers Fence Viewers for the Town of Westport, have this 14<sup>th</sup> day of June 1847. Divided a fence between Thomas W. Davis and Restcom Manchester both of Westport, as follows viz. we assign to Thomas W. Davis for him to build and maintain Eighty rods commencing at the Southeast corner of Allen Davis Land and Northwest Corner of said Restcom Manchester's Land, from thence Southerly Eighty Rods, as aforesaid, to a stake and heap of stones. We assign to Restcom Manchester the southerly end of said line of fence from the stake and stones, aforesaid about one Hundred & Eight rods, to the south end of the water fence. We divided the fence as aforesaid by consent of parties both being present.

Given under our hands the day and year aforesaid.

Jonathan Davis  
Adam Gifford

Received and recorded the above writing this 5<sup>th</sup> day of February A.D. 1848.  
by me

P. W. Peckham Town Clerk

Division of fence between Isaac Gifford & Oliver Brower is Recorded in The Book kept for Mortgages & Deeds Page 90



KNOW all men by these presents that we Orrin Macomber and Jonathan Pierce of Both of Westport in the County of and State of Massachusetts, agree on a line wall between our lands as follows that the said Pierce, shall maintain all the wall or fence from the Northwest corner of said Macomber's land Easterly about eleven and one half Rods to a stub set in the ground, And then beginning at the East end of said Macomber's land and going Westerly about fifteen and one Quarter rods, to a stub set in the ground, The remainder of said line wall or fence to be maintained by the said Orrin Macomber.

In witness whereof we have hereunto set our hands and seals this Fourteenth day of November One Thousand Eight hundred and forty nine.

Witness to  
his  
David X Crapo  
mark

Jonathan Pierce Jr  
Orrin Macomber

Received & Recorded the above writing this 20<sup>th</sup> day of Nov<sup>r</sup> A.D. 1849.

By me P. W. Peckham Town Clerk

I Elery Tabor doth hereby Certify that on Friday the first day of February A.D. 1850 I found in the Sheaf of C. N. Church & Co Thirteen dollars in paper money, on the Merchants & Bedford Commercial Banks, of New Bedford, which he has been advertised by posting up in two places in the Town of Westport. 2 Mo 5<sup>th</sup> 1850

Recorded

by me P. W. Peckham Town Clerk



This memorandum of <sup>an</sup> agreement made this thirteenth day of December in the year one thousand eight hundred and forty eight by and between John W. Gifford of Westport in the County of Bristol Commonwealth of Massachusetts on the one part and Abraham Brownell of said Westport on the other part witnesseth That whereas there is a division fence needed on the line or lines that divided the wood lot lying at or on the north east corner of the farm where the said John W. Gifford now lives and that portion of the Davis farm so called that he the said Abraham Brownell purchased of Peter Davis in said Westport it is now agreed that, that portion of the fence in the line that runs westerly from the north east corner of said wood lot shall be erected and supported by the said John W. Gifford as far as the said Abraham Brownell's land now extends and that portion of the fence in the line southerly from the said north east corner of the wood

lot shall be erected and supported by the said Abraham Brownell as far as his the said Abraham's Land extends. And this agreement being recorded in the Office of the Town Clerk of the said Town of Westport shall be perpetually binding upon the several owners of the said lots or portions of Land their heirs and assigns forever.

Witness our hands and seals the day and year aforesaid

Attest Abraham Brownell (L.S.)  
Geo. H. Gifford John W. Gifford (L.S.)

The foregoing instrument received and Recorded May 15<sup>th</sup> A.D. 1850  
By me

Geo. H. Gifford Town Clerk

At a legal meeting of the inhabitants of the Town of Westport held on the Eleventh day of November in the year one thousand eight hundred and Fifty it was voted to accept the five following reports of the selectmen concerning Highways



205

We the subscribers Selectmen of the Town of ~~Westport~~ have laid out an Highway from the Bridge at the Head of Westport so called Easterly to Dartmouth line as follows: Beginning at a stone set in the ground on the west side of the River a little to the north of said Bridge thence by the compass South seventy Six &  $\frac{9}{10}$  degrees East forty nine Rods to a stone set in the ground. Thence South seventy one &  $\frac{1}{10}$  degrees East Eleven Rods, Thence south forty three degrees East six Rods, Thence south twenty two degrees East twenty one and one half rods, Thence south forty five & one third degrees East twenty two Rods, This last course leaves the old highway as formerly laid out around by the schoolhouse which said old Highway is still to be kept open for the use of the school and others, Thence south sixty one & one quarter degrees East ten rods Thence north seventy two and one third degrees East twenty nine Rods Thence North Eighty one &  $\frac{9}{10}$  degrees East ninety one Rods. Thence South Eighty four

206

&  $\frac{1}{4}$  degrees East fifty seven & three quarter Rods, Thence south Eighty degrees ~~Eighty~~ East twenty Eight and one quarter Rods Thence north fifty Eight degrees East seven ty seven and one quarter rods to a stone set in the ground near Dartmouth line we have also ordered a stone set in the ground at the end of each and every one of the foregoing courses and distances which said road or Highway is hereby reported to the town for their acceptance and when accepted and recorded is forever after to be known as a public Town or highway, the foregoing highway is laid out three and one half rods wide and the bounds and ranges are on the north<sup>erly</sup> side of the way

Dated at Westport this twenty Third day of September in the year one thousand Eight hundred and fifty

Frederic Brownell Selectman  
Geo. H. Gifford of  
Perry Davis Westport

We the subscribers Selectmen of the Town of Westport have relaid out the Highway that leads from the Head of Westport River so called northerly and



Road from the Head of the River westerly by Anthony Gifford's

Easterly by Anthony Gifford's to the Highway that is the dividing line between the Towns of Dartmouth and Westport Beginning at a Stone set in the ground on the East side of said Highway in the northwest corner of land belonging to Frederic Gifford and southwest corner of Stephen Howlands land Thence south twenty seven degrees west thirty seven Rods more or less to the Country Road so called near Mariam Anthony's Dwelling house Thence from the aforesaid Stone set in the ground north thirty four degrees East one hundred and twelve Rods and ten feet to another Stone set in the ground Thence north forty five and eight tenths degrees East fifty two Rods to another Stone set in the ground Thence north fifty four and one half degrees East twenty five rods to another Stone set <sup>(Thence north sixty seven degrees East twelve rods to another Stone set in the ground)</sup> Thence south seventy eight and one half degrees East sixty two and one half Rods to another Stone set in the ground Thence north seventy two and one half degrees East forty four Rods to

another Stone set in the ground Thence north forty three and three fourths of a degree East thirty rods to another Stone set in the ground Thence north forty nine degrees East Eight rods to another Stone set in the ground Thence on the same course twenty four rods more or less to the aforesaid Highway that divides the Towns of Dartmouth and Westport, The aforesaid highway we have laid out forty feet wide and the Bounds and Ranges are all on the right hand side of said way going from the Head of the River aforesaid

Dated at Westport this sixteenth day of August in the year 1850

Frederic Brownell Selectman  
Lea H. Gifford  
Perry Davis Westport

We the subscribers selectmen of the Town of Westport have relaid out the Highway that leads from the Town House in said Town westerly by Abner Brownell's towards Adamsville Beginning at a point six feet north of the center of the Guide Post opposite



of the Town House, Thence north Eighty  
 Six & three ~~quarter~~ fourths degrees west  
 Eighty Rods to a stone set in the ground  
 Thence south seventy seven Degrees west  
 thirty two Rods to another stone set in  
 the ground, Thence South seventy nine  
 and two thirds degrees west fifty five  
 rods to another set in the ground  
 Thence south sixty eight and one quarter  
 degrees west Eighty four and three quarter  
 rods to a point bearing south fifteen  
 degrees East three and one half Rods  
 from a stone set in the ground near  
 the south ~~East~~ Corner of Nathan Woods  
 Meadow, Thence south Eighty one  
 degrees west fifty six rods to a stone  
 set in the ground, Thence south  
 seventy Eight and one quarter degrees  
 west fifteen rods to a rock with a  
 copper bott in it Thence south fifty  
 five and one half degrees west sixteen  
 rods to a stone set in the ground  
 Thence south sixty one degrees west  
 forty one and three quarter Rods  
 to another stone set in the ground

Road from the Town House to Adamsville



Stephen B. Howland wants 200 Cedar Rails @ 6 1/2

209a