and directed to the said Isaac McPherson stating the time place and intention of taking the present deposition

Jacob Brown

Sworn and subscribed to before and certified by me the subscriber one of the Justices of the peace for Baltimore County.

Owen Dorsey

State of Maryland City of Baltimore Sct on the second day of November 1803. came before me the subscriber one of the Justices of the peace for Baltimore County Robert Walsh of Baltimore Mercht who made oath on the holy Evangels of Almighty God & saith that he was called in as an assistant Arbitrator by Alexr McKim and Luke Tiernan who were the first named Arbitrators in a suit depending in the General Court Isaac McPherson agt James Jaffray that the said I. Jaffray applied for a Commission to examine Witnesses in Virginia which was granted And on return of the Commission and answers being before the Arbitrators on 6th day of June Last considerable altercation took place between the said James Jaffray and Isaac McPherson & the said Jaffray stated that several Witnesses were not Examined in Alexr & that the Evidence was not fairly conducted by the said Isaac McPherson at Alexandria under the Commission and this deponant further saith the arbitrators decided on what was then before them that he does not now recollect the names of those Witnesses which the said James Jaffray alledged were not Examined but that the Commission & Interrogatories were sent to Alexr by the said Isaac McPherson. Sworn before. Geo Gouldt Presbury

State of Maryland City of Baltimore Sct on the third day of November 1803. came before me the subscriber one of the Justices of the peace for Baltimore County James Jaffray of Baltimore Merchant. who made oath on the Holy Evangelists of Almighty God and saith that on the 31st day of may last he applied by Letter to Alexr McKim and Luke Tiernan as Arbitrators in a cause depending with Isaac McPherson

in the General Court that they would grant him a Commission to examine Witnesses in Virginia on oath naming the six Witnesses in said Letter that on the 1 day of June he again applied for the Commission to which he got Alexr McKims answer of the 2nd June saying he had sent on the Commission & interrogatories to Alexandria by Isaac McPherson that this deponant further saith that on the second June he sent off his agent Jacob Brown to Alexandria to act for him on the Examination of the said Witnesses sending with him copies of the Interrogatories for that purpose and instructing said Jacob Brown to be pointedly attentive to be at the place & time appointed on the third of June to commence the Examination but which Examination was neither fully nor fairly taken by the misconduct of the said Isaac McPherson which on reference to said Jacob Brown deposition will more fully appear that in this garbled state the answers of a part of the Witnesses only were delivered to the arbitrators who instantly acted on the same altho this deponant represented to them that the Testimony was neither fully nor fairly taken in verys This deponant further states that he expects to prove in Alexandria upwards of seven hundred bls of flour of his were paid into the hands of the said Isaac McPherson in Alexandria for which he has given this deponant no credit in his accounts or Invoices and that he expects further to prove in Virginia that five different sums of money amounting to upwards of five thousand dollars in cash belonging to this deponant were received in Virginia by the said Isaac McPherson or in his power so as to be responsible for them and for which he has given this deponent no payment or credit for the same This deponent further states that one of his material Witnesses was a Mr Abram Hewes of Alexandria formerly a clerk of the said Isaac McPherson was by some strange mistake named by the Arbitrators as a Commissioner & not as a Witness & thereby he was deprived of his Testimony as well as of the Testimony of Robert Young Willm Wilson Alexr Henderson & John McIver all of Alexandria

John Moale