of both Parties Plaintiffs and Defendant and by their Consent it is Ruled by the Court that the said Cause be referred to Robert Tyler, Mordecai Jacobs and Thomas Warring Gentlemen or any two of them And it is Ordered by the Same Court that the said Arbitrators or any two of them make their Award in writing under their or any two of Hands and Seals and return the Same to this Court and Judgment to be rendered according to Such Award and be final between the said Parties according to the form of the Statute &c. with power to examine Witnesses upon Oath by Consent of parties Plaintiff and Defendant —

And the Arbitrators aforesaid Pursuant to the Order aforesaid return to the Court here the following Award Viz.t —

Ed. Ns Bryan Philpot
vs
Dd. Rachel Spigg Executrix of Osborn Spigg —

Prince Georges County ss. Rachel Spigg late of Prince Georges County Widow Executrix of the Testament and last Will of Osborn Spigg Deceased was Attached to answer unto Bryan Philpot of a plea of Trespass upon the Case &c —

And Whereupon the said Bryan by Edward Dorsey his Attorney Complains that whereas the aforesaid Osborn in his lifetime to wit on the Seventeenth day of August in the Year of our Lord one Thousand Seven hundred and forty Nine at Prince Georges County aforesaid was Indebted to the said Bryan and a certain William Trover now deceased (whom he the aforesaid Bryan Survived) in the Sum of Sixty one Pounds two Shillings and five pence Sterling for Sundry Matters properly Chargeable in Account as by a particular Account thereof herewith into Court Brought may appear and being so thereof Indebted the aforesaid Osborn afterwards in his lifetime to wit on the day and Year aforesaid at the County aforesaid in Consideration thereof upon himself Assumed and to the said Bryan and William in the lifetime of the said William then and there faithfully promised that he the said Osborn the aforesaid Sixty one pounds two Shillings and five pence Sterling to the said Bryan and the aforesaid William in his lifetime when afterwards he should be thereunto required well and faithfully would Content and pay Yet the aforesaid Osborn in his lifetime and the aforesaid Rachel Since the Death of the said Osborn the Promise and

(Assumption)