the said Furnace was continued in blast he saith that he the said Edward did pay unto him the said Joseph the aforesaid sum of Ten Pounds Current Money for his the said Edwards one half of six hands and Bridge Horse and Cart to work under the founder at the said Furnace for every Month the said Furnace continued in blast to wit at the County aforesaid and of this he puts himself upon the Country &c. And the Plaintiff in like manner

And as to the Breach of Covenant above Assigned charging him the said Edward with not being at one half of all Expence in repairing the said Furnace and all such Utensils Tools and other necessary Implements for the more vigorously pursuing the said Business he saith that he hath been at one half of all expence in repairing the said Furnace and all Utensils Tools and other necessary Implements for the more vigorously pursuing the said Business according to the form and effect of the Indenture aforesaid to wit at the County aforesaid and of this he puts him self upon the Country &c and the Plaintiff in like manner

And as to the last breach of Covenant in the Replication aforesaid above Assigned the said Edward saith that he did not Obstruct and Impede the Founder by them the said Joseph and Edward Employed in Working the said Furnace in the direction thereof contrary to the form of the Indenture aforesaid in manner and form as he the said Joseph above in his Replication aforesaid hath alledged and of this he puts himself upon the Country &c and the plaintiff in like manner

Whereupon this Cause standing for Tryal this Court it is ordered by the same Court with Consent of both parties and at their request that the same be Referred to Messrs. Joseph Watkins John Skinner and Henry Dorsey son of Caleb or any two of them And it is Ordered by the same Court that the said Arbitrators make their Award in Writing under their 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 (to wit)

We whose Names are hereunto Subscribed and Seals affixed Arbitrators Elected Chosen and Appointed according to the form of the Statute in such case made and Provided by order of the Provincial Court to award order Arbitrate and finally

(Determine)

Determine a certain Action lately depending in the s.d Court between Joseph Smith Plaintiff and Edward Norwood Defendant having fully examined and heard the Allegations Proofs and Evidences of both the s.d Plaintiff & Defendant and having duly and deliberately Considered the same do now Publish and Declare this our present Award in Writing Indented our hands and Seals between the s.d parties in manner following (that is to say) that the said Joseph Smith the Plaintiff do recover nothing of Edward Norwood the Defendant by his Writ and that the said Plaintiff pay the s.d Defendant his Costs in this Behalf Expended And that the s.d Joseph Smith and Edward Norwood do give unto each other General Releases to the date hereof In Witness whereof we have hereunto set our hands and Affixed our Seals this twenty seventh day of November Anno one thousand seven hundred and sixty two

Jos. Watkins (Seal) John Skinner (Seal) Henry Dorsey Jun.r (Seal)

Therefore it is Considered by the Justices here that the said Joseph Smith take nothing by his Writ aforesaid but be in Mercy for his false Clamour and that the names of his pledges be sought for &c. And that the said Edward Norwood go thereof without Day &c.

And it is also Considered that the said Edward Norwood recover against the said Joseph Smith the sum of

1716 Pounds of Tobacco by the Court here unto him agreeable to the Award aforesaid unto him the said Edward Norwood on his Agent Adjudged for his Costs and Damages by him about his Defence in this Behalf laid out and Expended And that he have thereof his Execution &c.

Test Rewerdy Ghiselin Clk

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741 Edward Norwood against Joseph Smith } Baltimore County ss. Joseph Smith late of Baltimore County Gentleman otherwise called Joseph Smith of Baltimore County and Province of Maryland Jun.r Master was Summoned to answer unto Edward Norwood in a plea that he render unto him the sum of Three thousand Pounds Sterling which to him he owes and unjustly detains and so forth.

And Whereupon the said Edward by I. Hall his Attorney saith that whereas by a certain Indenture made at Baltimore County aforesaid the seventeenth day of July in the Year of our Lord seventeen hundred and fifty nine between him the said Edward of the one part and the aforesaid Joseph of the other part which other part with the Seal of the aforesaid Joseph sealed the said Edward here into Court brings the date whereof is the day and Year aforesaid it was witnessed that the said Joseph had agreed to and by the said Indenture did agree to let the said Edward one half of Onions Furnace for the Considerations therein after mentioned during the Term then next untill Yacheas

(Barnat)