And the said Richard White by his attorney aforesaid Saith that there is no Error either in the Record and proceedings aforesaid nor in the rendering of the Judgment aforesaid and prays that the Court now here may proceed to the Examination as well of the Record and Proceedings aforesaid as of the matters above for Error Assigned and that the Judgment aforesaid may be in all things affirmed ——

Whereupon for that the Court here are not advised of their Judgment of and upon the premisses aforesaid, Day therefore is given to the said Parties to hear thereof their Judgment untill next Court for that the said Court here as yet are not &c ——

At which said next Court to wit the fourteenth day of April Anno Domini 1761 Come again the said Parties Plaintiff and Defendant by their attorneys aforesaid But for that the Court here are not advised of their Judgment of and upon the premisses Day therefore is further given to the said Parties to hear thereof their Judgment untill next Court for that the Court here as yet are not &c ——

At which said next Court to wit the Eighth day of September Anno Domini 1761 Come again the said Parties Plaintiff and Defendant by their attorneys aforesaid But for that the Court here are not advised of their Judgment of and upon the premisses Day therefore is further given to the said Parties to hear thereof their Judgment untill next Court for that the Court here as yet are not &c ——

At which said next Court to wit the thirteenth day of April Anno Domini 1762 Comes here again as well the said Edward Dugan by his Attorney aforesaid as the said Richard White by his Attorney aforesaid ——

Whereupon all and Singular the premisses being by the Court here seen heard fully understood and matture Deliberation thereon had It is therefore considered by the Justices here that the Judgment aforesaid for the Errors aforesaid and others in the Record and Process aforesaid and in rendering the Judgment aforesaid appearing, be Annulled and held for naught, and that a new tryal for this Cause be had, And thereupon the said Cause is Continued untill next Court ——

At which said next Court to wit the fourteenth day of September Anno Domini 1762 Come again the said Parties Plaintiff and Defendant by their attorneys aforesaid, But for that the Court here are not advised of their Judgment of and upon the premisses Day therefore is further given to the said Parties to hear thereof their Judgment untill next Court for that the Court here as yet are not &c ——

At which said next Court to wit the twelfth day of April Anno Domini 1763 Come again the said Parties Plaintiff and Defendant by their

(Attorneys)

Attorneys aforesaid But for that the Court here are not advised of their Judgment of and upon the premisses aforesaid Day therefore is given further to the said Parties to hear thereof their Judgment untill next Court for that the Court here as yet are not &c ——

At which said next Court to wit the thirteenth day of September Anno Domini 1763 Come again the said Parties Plaintiff and Defendant by their attorneys aforesaid But for that the Court here are not advised of their Judgment of and upon the premisses aforesaid Day therefore is given further to the said Parties to hear thereof their Judgment untill next Court for that the Court here as yet are not &c ——

At which said next Court to wit the tenth day of April Anno Domini 1764 Come here again as well the said Edward Dugan by his Attorney aforesaid as the said Richard White by his Attorney aforesaid ——

And Thereupon as well the said Edward Dugan by his attorney aforesaid as the said Richard White by his attorney aforesaid do Suggest to the Court here that a material Witness in this Cause is beyond Seas and therefore pray a further day may be given them for the tryal thereof Whereupon with Consent of the Parties aforesaid Day is Given to the same Parties here for the tryal of this Cause untill the next Court ——

At which said next Court to wit the Eleventh day of September Anno Domini 1764 Comes here again as well the said Edward Dugan by his attorney aforesaid as the said Richard White by his attorney aforesaid Whereupon this Cause standing for Tryal this Court at the request of both the Parties Plaintiff and Defendant and by their Consent it is ordered by the same Court that the same Cause be referred to Beddingfield Hands and Thomas Smyth of Kent County Gentlemen and in case they should disagree they to chuse a third person, and it is ordered by the same Court that the same Arbitrators make their Award in writing under their hands and Seals and Return the same to this Court, and Judgment to be entered according to such award and be final between the Parties, with full Power to Examine Witnesses upon Oath by Consent of the Parties Plaintiff and Defendant ——

And the Arbitrators aforesaid pursuant to the Order aforesaid return to the Court here the following award viz ——

Richard White agst Edward Dugan } We the Referees in this Cause having heard the allegations of both Parties and on matture Deliberation thereof do Award that Edward Dugan pay unto Richard White the Sum of Eighty nine pounds four Shillings Maryland Currentcy equal to Eighty nine pounds four Shillings Pensilvania Currentcy and two thousand and fifty nine pounds of Tobacco and twopence Currentcy Given under our hands this 20th day of April 1765

D. Hands
Thos. Smyth

Ja. Wm. Rewardy Clk Provincial ..

Which being read and heard Thereupon for that it Seems to the Court here that in the Record and Process aforesaid and also in rendering the Judgment there

(Is)