by his Attorney aforesaid as the said Julius Augustus Jackson by his Attorney afs.d but the Sheriff hath not sent his Writ

Whereupon this Cause standing for Tryal this Court at the request of both Partis Plaintiff and Defendant and by this Court it is ruled by the Court that the said Cause be refered to Jonathan Vaughan Peter Hubbert and Clem.s Baily Gentlemen or any two of them and it is ordered by the Court that the said Arbitrators or any two of them make their award in writing under their or any of 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 Partis Plaintiff and Defendant

And the arbitrators aforesaid pursuant to the Order aforesaid return to the Court here the folowing award Viz.t

Rd. W.H. Thomas Smith's Lessee
ag.st
J.H. Levin Bestpitch

Be it Remembered that heretofore to wit the 21 day of October Anno Dominie 1766 Levin Bestpitch late of Dorchester County planter was Attached to answer unto William Goodright of a plea wherefore with force and Arms into all that track or parcel of Land called Smithfield lying in Dorchester County afs.d on the Eastern side of Chickona=comico River and on the Southern side of a great Beaver Damm that issuth out of the said River in Dorchester County aforesaid with the appurtenances containing Four hundred Acres of Land which Thomas Smith (son of William Smith deceased) to him the said William Goodright demised for a Term which is not yet past By the said Levin Bestpitch did Enter and him the said William Goodright from his farm aforesaid did Eject and other harms to him the said William then there did to the Great Damage of the said William Goodright and against the peace of the Right Hon.ble the Lord Proprietary that now is and soforth And Whereupon the same William Goodright by Robert Goldsborough his Attorney Complains that Whereas the afs.d Thos. Smith the Tenth day of May in the Year Seventeen hundred and Sixty Six at Dorchester County afs.d had demised to him the said William Goodright the aforesaid Tract of Land and Premisses with the appurtenances thereunto belonging To have and to hold the same track of Land and Premisses with the appurtenances to him the said Wm. Goodright and his Assigns from the Twentieth day of April then last past untill the full end and Term of Ten Years then next following fully to be Compleat and ended by virtue of which said Demise the same Wm. Goodright into the aforesaid track of Land and Premisses with the appurtenances aforesaid (which the said Thomas Smith to the said Wm. Goodright had in form aforesaid demised) did enter and was thereof Possessed and the said Wm. Goodright so being thereof possessed the afs.d Levin Bestpitch afterwards to wit on the Twentieth day of the afs.d May in the Year Seventeen hundred and Sixty Six afs.d at the County afs.d with force and Arms and soforth into the aforesaid Tract of Land and Premisses with the Appurtenances afs.d which the said Thomas Smith to the said William Goodright in form aforesaid had demised for the Term aforesaid which is not yet past entered and him the said Wm. Goodright from his farm aforesaid Did Eject and other harms to the said Wm. then there did to the great Damage of the said William and against the peace of the

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