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~~that he died before the 20th day of January 1787 and that they cannot find from any evidence in the cause that he was living at the date of said last mentioned deed.~~

~~8th If the jury shall find from the evidence in the cause that Jacob Giles named by that name in the 3d clause of the will of John Giles offered in evidence dated day of 1725 and Jacob Giles the grantee named in the deed from John Giles to~~ Jacob Giles dated 28 February 1732 are one and the same person and shall further find from the evidence in the cause that the parcel of land demanded in this suit, is parcel of the land described in said deed from said John Giles to said Jacob Giles and that said Jacob Giles never had any right or title to the parcel of land demanded in this suit except as derived under said will and said deed and shall further find from the evidence in the cause that none of the lessors of the plaintiff have any right or title to the property demanded in this suit or to any part thereof unless they or some one of the said lessors are or is entitled medately or immediately by descent from said Jacob Giles and shall further find from the evidence in the cause that said Jacob Giles was one of the children of the said John Giles first above named in this prayer and that said John Giles first above named in this prayer had and left surviving him at the time of his death the following named children namely John Giles (the grantee in said deed to said Jacob Giles) said Jacob Giles a son named Nathaniel Giles a daughter named Betty Lines a daughter named Sophia Murray, a daughter named Ann, a daughter named Mary and a daughter named Sarah and shall further find, that said John Giles first above named in this prayer departed this life in the year 1725 and shall further find that said Nathaniel Giles afterwards departed this life in the year 1730 leaving him surviving his sons named respectively Nathaniel Giles and John Giles and leaving his daughters him surviving named respectively Elizabeth Webster, and Mary Giles, and shall

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further find that the said Nathaniel Giles before his decease duly made and published as his testament and last Will in writing the paper which has been offered in evidence in this case dated 17th August 1730 and that the same after his decease was duly proven and Recorded, and shall further find from the evidence in the cause that afterwards in the year 1736 the said John Giles the grantee in said deed to Jacob Giles departed this life leaving him surviving his daughters named respectively Sarah and Elizabeth and that before his death he duly made and executed as his testament and last Will in writing the paper dated 29th March 1736 offered in evidence in this case and that the same after his decease was duly proven and recorded and shall further find from the evidence in the cause that the said Jacob Giles on the first day of March 1732 was a married man then the plaintiffs are entitled to recover the said parcel of land demanded in this suit unless they shall find from the evidence in the cause that the said Jacob Giles died intestate and without issue nor even if they shall find that said Jacob Giles died intestate and without issue unless they shall further find from the evidence in the cause that said Jacob Giles died intestate and without issue since the 19th day of January 1787 or (in case they shall not find that he died since the 19th day of January 1787 but shall find that he died at some period before the 20th day of January 1787 unless they shall further find from the evidence in the cause that neither the said John Giles the brother of said Jacob Giles nor any child or descendant of the said John Giles was living at the time of the death of the said Jacob Giles nor even then, unless they shall further find from the evidence in the cause that neither the said Nathaniel Giles nor any child or descendant of the said Nathaniel Giles was living at the death of the said Jacob Giles and further that in case the Jury shall not be able to find from the evidence in the cause the precise date of the death of the said Jacob Giles and shall not find from the evidence in the cause that the death of said Jacob Giles occurred