in this cause by the second Tuesday of October next, and to them it is granted; the same day is given to the parties aforesaid, then, and so forth.

Whereupon, on motion of the said Jacob Trout by his Attornies aforesaid it is ruled by the Court here that the Sheriff and Surveyor of Frederick County aforesaid shew cause by the second Tuesday of October next why the plots and Certificates with the Warrant of Resurvey thereto annexed are not returned to the Court here, in this cause And — thereupon the same day is given to the parties aforesaid, then and so forth

At which said second Tuesday of October being the Eleventh day of the said month in the year of our Lord one thousand seven hundred and Ninety one, come again into the General Court here as well the said Jacob Trout by his Attornies aforesaid as the said Frederick Miffell by Gabriel Duvall his Attorney: And the parties aforesaid by their Attornies aforesaid, move the Court here, that the whole matter in the premises between them in variance may be referred, according to the Act of Assembly in such cases made and provided, to persons indifferent between the said parties, to be appointed by the Court here, with the consent of the said parties to adjust the same; Whereupon, by consent of the said parties by their Attornies aforesaid it is ruled by the Court here that the whole matter in the premises between the parties aforesaid in variance be referred to Lawrence Brengle Henry Kemp and Hezekiah Beach and that the said Arbitrators have power to examine witnesses on oath and so forth: And that the said Arbitrators, or any two of them when the whole matter concerning the premises between the said parties in variance being fairly adjusted have their Award in writing under their hands and seals, before the Court here, with all convenient speed, and that Judgment of the Court be entered according to such award and be final between the said parties; thereupon, day is given to the parties aforesaid by the Court here until the — second Tuesday of May next; —

At which said second Tuesday of May being the Eighth day of the said month in the year of our Lord one thousand seven hundred and ninety two, come again into the General Court here as well the said Jacob Trout by his Attornies aforesaid as the said Frederick Miffell by his Attorney aforesaid: And the Arbitrators aforesaid do not return their Award; nor have they done any thing therein; thereupon further day is given, to the parties aforesaid by the

the Court here untill the second Tuesday of October next. —

At which said second Tuesday of October being the ninth day of of the said month in the year of our Lord one thousand seven hundred and ninety two, come again into the General Court here as well the said Jacob Trout by his Attornies aforesaid as the said Frederick Miffell by his Attorney aforesaid: And the Arbitrators aforesaid do not return their Award; nor have they done any thing therein; thereupon further day is given, to the parties aforesaid by the Court here until the second Tuesday of May next. —

At which said second Tuesday of May being the fourteenth day of the said month in the year of our Lord One thousand seven hundred and ninety three, come again into the General Court here as well the said Jacob Trout by his Attornies aforesaid as the said Frederick Miffell by his Attorney aforesaid: And the Arbitrators aforesaid do not return their Award; nor have they done any thing therein; thereupon further day is given, to the parties aforesaid by the Court here until the second Tuesday of October next. —

And now at this day to wit, the said second Tuesday of — October being the Eighth day of the said month in the year of our Lord one thousand seven hundred and ninety three, come again into the General Court here, as well the said Jacob Trout by their Attornies aforesaid as the said Frederick Miffell by Arthur Shaaff and Gabriel Duvall his Attornies: And the Sheriff and Surveyor of Frederick County aforesaid to whom the Warrant of Resurvey aforesaid was directed and under which, leave was given to complete the survey aforesaid, make return thereof to the Court here, with plots and Certificates thereto annexed and certain Depositions which are in form following to wit. —

The Deposition of Frederick Hoffner aged seventy six years deposeth and saith Henry Trout father of Jacob Trout purchased of Daniel Dulany 171 Acres of Land part of Jashers Chance, commonly called "the seven thousand that he gave Bond to Mr. Dulany with Francis Wise George Loy and Peter Hoffman securities for the purchase money, that he lived about nine years on the Land when he died without a Will and left Jacob Trout his Eldest son - That this Deponent married the Widow of Henry Trout in about 12 months after the death of Mr. Trout, she still living on the place - That this deponent after marrying the Widow lived on the place untill within this 15 or 20 years, that Jacob Trout lived with him during the time and after this deponent left the Plantation the entire