and ninety four to which said day, the said Jacob Eichelberger surviving partner as aforesaid had leave to imparle and then to answer to the declaration aforesaid of the said John M'Lure executor as aforesaid in the plea aforesaid, comes again into the General Court here, as well the said John M'Lure Executor as aforesaid by his attorney aforesaid as the said Jacob Eichelberger, surviving partner as af. by his attorney aforesaid as before defends the force and injury, when, and so forth, and doth saith, that he did not assume upon himself in manner and form as the aforesaid John M'Lure above against him hath complained and of this he puts himself upon the country, and the said John M'Lure Executor as aforesaid in like manner and so forth, Therefore let a Jury thereon appear before the the Court here on the second Tuesday of October next, by whom &c. and who neither &c. to recognize &c. because as well &c. the same day is given to the said parties, then and there &c.

At which said second Tuesday of October being the fourteenth day of the same month in the year of our Lord one thousand seven hundred and ninety four comes again into the General Court here as well the said John M'Lure Executor as aforesaid by his attorney aforesaid. as the said Jacob Eichelberger surviving partner as aforesaid by his attorney aforesaid; Therefore as before let a Jury thereon appear before the Court here on the second Tuesday of May next, by whom &c. and who neither &c. to recognize &c. because as well &c. the same day is given to the said parties, then and there &c.

At which said second Tuesday of May being the twelfth day of the same month in the year of our Lord one thousand seven hundred and ninety five comes here again, as well the said John M'Lure executor as aforesaid by his attorney aforesaid as the said Jacob Eichelberger surviving partner as aforesaid by his attorney aforesaid; thereupon 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 case made and provided, and the approved Custom of the Court here, to persons indifferently 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 George Grundy and George Tears gentlemen be appointed referees between the parties aforesaid; and on their disagreeing to choose a third person; and that they or any two of them, when the whole matter concerning the premises between the parties aforesaid in variance, being fairly adjusted have their award in writing under their hands and seals and return the same to the Court here and Judgment of the Court to be rendered according to such award and be

Be final between the said parties with power to the said referees to examine evidences on oath, by consent of both parties plaintiff and defendant and their attornies aforesaid; thereupon day is given as well to the said John M'Lure Executor as aforesaid as to the said Jacob Eichelberger surviving partner as aforesaid by the Court here until the second of October next.

At which said second Tuesday of October being the thirteenth day of the said month in the year of our Lord one thousand seven hundred and ninety five come again into the general Court here the parties aforesaid by their attornies aforesaid and the arbitrators aforesaid have not returned their award nor have they done anything therein; thereupon further process of and upon the premises aforesaid, by order of the Court here is further continued until the second Tuesday of May next for that the said Arbitrators have not returned their award, &c.

At which said second Tuesday of May being the tenth day of the same month in the year of our Lord one thousand seven hundred and ninety six come here again the parties aforesaid by their attornies aforesaid thereupon the said arbitrators, pursuant to the order aforesaid return to the Court here their award; in manner and form following, to wit.

John M'Lure Excr. of David M'Lure vs Jacob Eichelberger surv. partner of Jacob and Barnet Eichelberger	Case. Ruled by the Court, that this Cause be referred to Messrs. George Grundy and George Tears and if they differ they are to choose a third person and Judgment to be entered on the award of them or any two of them when returned agreeable to act of Assembly. Test Jno Gwinn Clk

We the subscribers appointed in the above cause arbitrators having examined the parties do award to Jno. M'Clure Executor of David M'Clure the sum of one hundred and forty three pounds fourteen shillings and 6 pence current money with Interest from Decr. 4 1774. as a full settlement of Accounts between D. M'Clure & Jacob & Barnet Eichelberger or either of them, Witness our hands. Baltimore Decr. 14. 1795.

George Grundy, George Tears.

Whereupon the said John M'Lure Executor as aforesaid not having Complied with the necessary requisites, as required by act of Assembly in order to have his judgment, further process of and upon the premises aforesaid, between the parties aforesaid by order of the court here thereon is further continued until the second tuesday of October next;

And now at this day to wit the said second Tuesday of October being the Eleventh day of the same month in the year of our Lord one thousand seven hundred and ninety six come again in the General Court here the parties aforesaid by their Attornies aforesaid; And the said Jacob Eichelberger surviving partner as aforesaid