from the said James Lloyd one fourth part of the Schooner aforesaid called the Eagle for the sum of three hundred and fifty pounds current money, completly fitted for Sea, and that the said Thomas died possessed of the right of the aforesaid fourth part of the Schooner aforesaid; and we do further Award adjudge and determine that the said John Thomas Boucher in virtue of his intermariage with one of the Sisters and Representatives of the said Thomas Martin deceased is entitled to one third part of the aforesaid fourth part of the said Schooner, which said third part of the aforesaid fourth part of the said Schooner, together with one third part of one fourth part of all profits arising from the said Schooner, and her several voyages, Cargoes and Loadings we do order, award, and adjudge and determine the said James Lloyd shall pay and satisfy unto the said John Thomas Boucher, or his Assigns after deducting any sum or sums of money that may be due to the said James Lloyd for the original purchase money, outfits and loading of the said Schooner; And we do further Award, order and determine, that the said James Lloyd do render unto the said John Thomas Boucher or his a full, true and perfect Account of the profits and proceeds of the said one third part of the said one fourth part of the said Schooner, together with her Cargoes, loadings and voyages in or before the first of October next; And lastly we do award, order, adjudge and determine that the said John Thomas Boucher and Mary his Wife, or their Executors, Administrators or Assigns do within ten days after rendering the Account aforesaid and paying and satisfying unto the aforesaid John Thomas Boucher, or his Assigns, all such sums of money as may be due for the profits and proceeds of the said Schooner, called the Eagle, together with her several voyages, Cargoes and loadings as aforesaid, as above Awarded, ordered and adjudged execute and deliver to the said James Lloyd, his Executors, Administrators or Assigns a good and sufficient Acquittance release and discharge for the same, and from and against all future or other claims or demands for the same or any part thereof: In witness whereof we have hereunto set our hands this twenty sixth day of May in the Year seventeen hundred and seventy eight.

William Hayward, Howes Goldsborough and Charles Brookshanks

which said Award so as aforesaid made, was delivered unto the said James Lloyd and the said John Thomas Boucher on the same twenty sixth day of May in the condition aforesaid mentioned, to wit at Talbot County aforesaid; and the said John Thomas Boucher in fact saith, that he the said John Thomas Boucher and the said Mary his Wife have ever since the making and delivery of the said Award as aforesaid been ready desirous and willing to perform and fulfil every thing specified in the said Award on his her and their parts to be performed and fulfilled: Nevertheless the said James Lloyd hath not paid to him the said John Thomas

Boucher the said one third part of the said one fourth part of the said Schooner, together with the said one third of one fourth part of all the profits arising from the said Schooner and her several voyages, cargoes and loadings, after deducting such sum or sums of money as were due to the said James for the original purchase money outfits and loadings of the said Schooner, nor hath the said James Lloyd rendered unto the said John Thomas Boucher a full, true and perfect Account of the profits and proceeds of the said one third part of the said one fourth part of the said Schooner, together with her cargoes, loadings and voyages on or before the said first day of October, in the said Award mentioned, or at any time since, which he to have done ought according to the form and effect of the said Award, altho' the same to do the said James Lloyd, on the said first day of October, and often since at the County aforesaid, by the said John Thomas Boucher was requested, and this the said John Thomas Boucher is ready to verify: wherefore he prays Judgment together with his damages by means of the detention of the said Debt to be adjudged unto him &c. And the aforesaid John Thomas Boucher as to the second plea of the aforesaid James Lloyd saith that by any thing therein alledged by the said James Lloyd he ought not to be barred from having his said Action against the said James, because he says that on the twenty sixth day of May in the condition aforesaid mentioned, the said William Hayward, Howes Goldsborough and Charles Brookshanks made their Award as is mentioned in the replication aforesaid of the said John Thomas Boucher to the first plea of the said James Lloyd, and which is thereby already produced in Court; and that same Award so as aforesaid made was delivered unto the said James Lloyd and to the said John Thomas Boucher on the said twenty sixth day of May in the condition aforesaid mentioned and this he prays may be enquired of by the Country: And thereupon further process of and upon the premises aforesaid between the parties aforesaid and by order of the Court here thereon had was continued until the second Tuesday in September then next following. At which day to wit; the second Tuesday in September, here came the parties aforesaid by their Attorneys aforesaid, and the aforesaid John Thomas Boucher by his Attorney aforesaid prayed that the said James Lloyd might rejoin to the replication aforesaid of him the said John Thomas Boucher by the next April Term, whereupon it was said to the said James Lloyd by the Court here that he to the replication aforesaid of the aforesaid John Thomas Boucher should rejoin by the time aforesaid, and that if he did not Judgment should be rendered against him by default: and thereupon further process of and upon the premises aforesaid between the parties aforesaid and by order of the court here thereon had was continued until the second Tuesday in April then next following. At which day, to wit, the second Tuesday in April seventeen hundred and eighty seven, here came