Therefore, let a Jury thereupon appear immediately before our General Court, by whom &c. and who neither &c. to recognize &c. because as well &c. Whereupon for trying the issues aforesaid between the Parties aforesaid above joined, it was ordered by the Court, that twenty persons from the panel of Petit Jurors returned the said Court by the several Sheriffs of the different Counties of the Eastern Shore, be drawn by ballot according to the act of Assembly in such case made and provided: And thereupon, the twenty persons being so drawn by ballot, and written upon two Lists, one of which said Lists was delivered to the Counsel for the respective Parties, and the Counsel for each of the said Parties having stricken out four persons from the said Lists, Thereupon the remaining twelve persons being called, came to wit — Gideon Emory — Forman — Edward Chetham, Charles Blair, Isaac Nicholson, John Thompson, Henry Jones, William Taylor, Edward Clarke, Benjamin Jones, Daniel Mc Daniel, William Chambers and Peter Corbin, who being impannelled and sworn to say the truth in the premises, do say, that the said John Cox, deceased, in his lifetime did not pay to the said Rebecca Millan the said sum of one thousand pounds Current money of Maryland in the Condition of the said Writing Obligatory mentioned, with ale legal Interest thereon due, as he the said Abraham Millan above by replying hath alledged, and they find the sum of two hundred and thirty pounds Current money is really and justly due to the said Abraham Millan as Administrator of the said Rebecca on the writing Obligatory aforesaid. Therefore it is considered by the Court, that the said Abraham Millan recover against the said John Cox Executor as aforesaid as well the sum of two thousand pounds Current money his Debt aforesaid, to be released on payment of the sum of two hundred and thirty pounds Current money by the Jurors aforesaid in form aforesaid assessed, as also the Quantity of two thousand nine hundred and one pounds of Tobacco by the Court, unto the said Abraham Millan adjudged in his debt as well for his Damages which he has sustained by occasion of the detention of the said Debt, as for his Costs and Charges by him about his suit in this behalf laid out and expended — to be levied of the Goods and Chattels which were of the said John Cox deceased, at the time of his death in the hands of the said John Cox remaining to be Administered, upon much thereof in his hands to be Administered he hath, and if so much thereof in his hands to be Administered he hath not, then the said Quantity of two thousand nine hundred and one pounds of Tobacco being the Damages, Costs and Charges aforesaid to be levied of the proper Goods and Chattels of the said John Cox, the Executor. Test. James Earle Junr. Clerk —

And thereupon the said John Cox by his Attorney aforesaid, prays that the Judgment aforesaid against him, of and upon the said Verdict, by the Jurors aforesaid in form aforesaid given might be set aside, and that the issues aforesaid might

be tried anew by other Jurors, and it was granted unto him, upon his paying the Quantity two thousand, nine hundred and one pounds of Tobacco, which was adjudged by the Court unto the said Abraham Millan in manner and form aforesaid — Therefore, day was given as well to the said Abraham Millan as to the said John Cox by the said Court unto the second Tuesday of April then next following — At which said second Tuesday of April in the year of our Lord one thousand seven hundred and ninety seven, came again into Court the Parties aforesaid by their attorneys aforesaid; and filed in Court the following agreement, to wit. —

Abraham Millan, adm^r. of Rebecca, against John Cox, Executor of John — It is agreed that this cause be referred to Levi Hollingsworth, John Ireland and William Spencer Esquires, and that their award or the award of any two of them be final. The Arbitrators not to proceed without giving ten days notice to the Parties — and the Referees to be at large to consider the case on the principals of Law, Equity and Natural Justice, and that the award and the judgment thereon be final, from which neither of said parties shall appeal either to the Court of Chancery or Appeals — Luther Martin pro. Deft — Robert Wright —

Thereupon further process of and upon the premises aforesaid between the Parties aforesaid with consent of the said Parties and their Attornies aforesaid, and by order of the Court thereon, was first continued unto the second Tuesday of September then next following. At which said second Tuesday of September in the year of our Lord one thousand seven hundred and ninety seven, came again into Court the Parties aforesaid by their Attornies aforesaid; and thereupon the said Arbitrators according to the power vested in them by the Agreement aforesaid, returned to the Court their award of and upon the premises, in the following words, to wit. — The above cause having been referred to us the Subscribers by the rule of the General Court, and we being willing to take upon ourselves the burthen of our Award, and having heard the proofs and allegations of the said Parties do award and determine that the said John Cox pay to the said Abraham Millan the sum of one hundred and seventeen pounds fourteen shillings and one penny with legal Interest from the date hereof, and also the legal Costs of suit. As witness our hands and seals this twenty fourth day of July one thousand seven hundred and ninety seven — John Ireland (Seal) William Spencer (Seal) Thereupon further process of and upon the premises aforesaid between the Parties aforesaid by consent of the said Parties and their attornies aforesaid, and by order of the Court thereon was continued unto the second Tuesday of April then next following — And now here at this day, to wit, the second Tuesday of April in the year of our Lord one thousand seven hundred and ninety eight, comes again into Court the Parties aforesaid by their Attornies aforesaid; And the said John Cox by his Attorney aforesaid says, that he cannot shew cause why the Judgment of the Court should not be rendered against him on the award of the Arbitrators aforesaid. Therefore it is considered by the Court here that the said Abraham Millan recover against the said John Cox, as well the aforesaid sum of one hundred and seventeen pounds fourteen shillings