

Court's Order

In No. 3312 Equity - Circuit Court for Frederick County, sitting in Equity -

The Exceptions by Andrew Annan to the allowance of the claim of David Gamble being read and considered; It is therefore, this 26th day of May 1868, on motion of Solicitor for Exemptant, ordered, that this case be referred to the Auditor to take such testimony as the said parties may produce before him - The Auditor first giving at least five days notice to each of said parties, or their respective solicitors of the time and place of taking such testimony, and that the Auditor return such evidence when taken, to this Court. Filed May 28th 1868 - John A. Lynch

Agreement to refer Joshua Motton & Others
J. M. Palmer
R. H. Marshall
& Wm. Ross

Joshua Motton & Others
vs
Andrew Annan & Others

No. 3312 Equity -
In the Circuit Court for Frederick County
sitting as a Court of Equity -

It is hereby agreed that all matters in dispute in the above case between David Gamble and Andrew Annan growing out of and connected with the Exceptions filed therein by said Andrew Annan to the ratification of the Auditor, and the allowance of the claim of said David Gamble, be referred to Joseph M. Palmer, R. H. Marshall, and W. J. Ross Esquires and that their award and determination of said matters shall be final and conclusive, that said award of said Arbitrators or of a majority of them shall when made in writing, be filed in the above entitled case, and that therefore said matters in dispute shall be finally determined in accordance with said award as witness our hands and seals this seventeenth day of June 1868 -

Sub
Gyrgen Eichelberger
David Gamble
Andrew Annan
Filed June 17th 1868

Award

Joshua Motton
Isaac Motton &
Lewis Motton
vs
Andrew Annan & ab.

No. 3312 Equity -
In the Circuit Court for Frederick County sitting
as a Court of Equity -

Whereas all matters in dispute in the above case between David Gamble and Andrew Annan growing out of and connected with the exceptions filed therein by Andrew Annan to the ratification and allowance of the claim of the said David Gamble, was referred to us Joseph M. Palmer, William J. Ross and Richard H. Marshall, by an agreement signed by the said David Gamble and Andrew Annan on the 17th day of June 1868, by the terms of which said agreement of reference we are authorized and empowered to hear and determine their said dispute arising and growing out of the exceptions filed in the cause as hereinbefore stated. - Now know ye, that we the said Joseph M. Palmer, William J. Ross, and Richard H. Marshall, have taken upon ourselves the execution of the powers conferred upon us by the said agreement of reference. And having met by agreement of the parties aforesaid in the office of Gyrgen Eichelberger Esq's Office on the 17th day of June 1868 - about 10 o'clock of that day, the said David Gamble and Andrew Annan both being present, did then and there receive hear and fully consider the allegations, proofs, circumstances, admissions and representations of the said David Gamble and Andrew Annan upon the subject matter submitted to us as aforesaid. We the said Joseph M. Palmer William J. Ross and Richard H. Marshall do by this our award - Award

Court's Order
Sustaining