

November Court 1737 180

Sum total brought up by D ^r Shli	3265
To Mr. French Francis & note is	400
To Spanning of Jury & Berman is	120
To Summoning Sarah Horwood & is	30
To Copy and Declaration @ Outerbridge	41
To Interest is	80
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	3876

Whereupon as well the said Joshua Caldwell as the said Stephen Horsey - both present here in Court in their proper persons submitted their dispute in this action to the award & determination of -

Henry Ballard and Thomas Williams of Somerset County Gent. according to the form of the Statute and their award to be returned immediately to this Court &c. and afterwards in the same Court before the Justices thereof at Dividing Creek Name here againe as well the s^d Joshua Caldwell as the s^d Stephen Horsey in their proper persons, and the s^d Henry Ballard and Thomas Williams returned here their award in the premises as inform following viz. To the Worshippfull Justices in Court setting pursuant to a Submission in Court by the Joshua Caldwell plaintiff and s^d Stephen Horsey defend^t. we have examined and stated the accounts to us referred and do find the balance in favour of the plaintiff Joshua Caldwell Eleven hundred and Seven pounds of Tobacco

Thomas Williams & Henry Ballard -

Which award being read, and by the Court heard. Therefore it is considered that the aforesaid Joshua Caldwell recover against the s^d Stephen Horsey Executor of the same Hannah Horsey his damages of Eleven hundred and Seven pounds of Tobacco by the Arbitrators as inform as awarded as also

246 pounds of Tobacco for his costs and charges to the same Joshua at his request by the Court now here of his s^d about as judged of the goods and Chattell which were of the s^d Hannah at the time of her death if so much in his hands he hath and if so much in his hands he hath not then the costs are to be levied of the proper goods and Chattell of the s^d Stephen and the s^d Stephen in Money &c.

His Lordship - Memorandum that at an assize and goal delivery of his Lordship the Right Honourable Charles absolute Lord and Proprietory of the province of Maryland held for the County of Somerset at Dividing Creek in the same County the Day of September anno Domini One thousand seven hundred and thirty six before Lewis Galt Esq^r. and Henry Hooper Esq^r. Justices of his said Lordship of assize and goal in the