

November Court,

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of tobacco in the Account of the said John charged against him the said Francis. the said John his action ^{is} against him the said Francis Thereupon to have and maintain he ought not because he saith that he the said Francis as to the sum of tobacco or any of it thereof did not assume upon himself at any time within three years next before the filing of the bill ^{is} of him the said John against him the said Francis and this he is ready to verify Wherefore he prays Judgment of the said John his action ^{is} thereupon against him the said Francis to have and maintain he ought not: and as to the sum of Two pounds twelve shillings and Six pence Arrears of the said Account ^{in the said account} charged by the said John against him the said Francis the said Francis says that he did not assume upon himself in manner and form ^{is} as the said John above against him hath complained and of this he puts himself upon the County &c.

And Whereupon the said John Dennis by his attorney ^{is} prays leave thereof to ^{Imparls} here ~~and~~ untill the next Court to be held at dividing Creek in and for the County ^{is} the third Tuesday of June then next following and he hath it and the same day is given to the ^{is} Francis here also &c.

At which day here came againe as well the ^{is} John Dennis Jun^r by his attorney ^{is} as the ^{is} Francis Allen in his own proper person and here: upon the said John Dennis Jun^r prayeth further leave thereof to ^{Imparls} here untill next Court to be held at dividing Creek in and for the County ^{is} the third Tuesday of August then next following and he hath it and the same day is given to the ^{is} Francis here also &c.

At which day here came againe as well the ^{is} John Dennis Jun^r by his attorney ^{is} as the ^{is} Francis Allen in his own proper person and hereupon the said John Dennis Jun^r prayeth further leave thereof to ^{Imparls} here untill next Court to be held at dividing Creek in and for the County ^{is} the third Tuesday of November then next following and he hath it and the same day is given to the ^{is} Francis here also &c.

At which day here came againe as well the ^{is} John Dennis Jun^r by his attorney ^{is} as the ^{is} Francis Allen in his own proper person. And Whereupon the said John Dennis and Francis Allen Submitted their dispute in this action to the Arbitrament and final Determination of George Dashiell, James Martin and Henry Ballard of Somerset County Gentlemen or any two of them and it is agreed by and between the plaintiffs and defendant ^{is} that the ^{is} arbitrators Return their arbitrament from under their or any two of their hands and seals Immediate to His Lordships Justices in Court now here Judicially sitting and that the Court may proceed thereon to