

Tuesday of August then next following and he hath it and the Same Day is given to the aforesaid Mathew here also

All which day here came againe as well the aforesaid Mathew Kemp as the aforesaid William King by their attorney aforesaid and whereupon the Same William King pray further Leave thereof to Impark here: untill next Court to be held at Dividing Creek the third Tuesday of November then next following and he hath it and the Same Day is given to the aforesaid ^{Mathew} Mathew here also &c.

At which day here came againe as well the aforesaid Mathew Kemp as the aforesaid William King by their attorney aforesaid and whereupon the said William pray further Leave thereof to Impark here: untill next Court to be held at Dividing Creek the third Tuesday of March then next following and he hath it and the Same Day is given to the aforesaid ^{Mathew} Mathew here also &c.

At which day here came againe as well the aforesaid Mathew Kemp as the aforesaid William King by their attorney aforesaid and whereupon the said Mathew as the aforesaid William Submitted their Dispute in this Action to the arbitrament and final Determination of George Dashiell and Isaac Handy of Somerset County Gentlemen and it is agreed by and between the aforesaid Mathew and William that the aforesaid Arbitrators Return their Arbitrament from under their hand and Seal in writing to the next Court to be held at Dividing Creek in and for the County aforesaid the third Tuesday of June then next following and that the Court may proceed thereon to Judgment against either of them agreeable to the arbitrament to be made by the arbitrators aforesaid as if the Cause were determined by the Court &c. and further it is agreed by and between the aforesaid Mathew and William that that Submission aforesaid in manner and form aforesaid made according to the force form and effect of the Statute in such Case made and provided be Entered and made a Rule of this Court on the motion of the parties aforesaid and the Same Day is given to the parties aforesaid &c.

All which day to with the third Tuesday of June before his Lordships Justices at Dividing Creek came as well the aforesaid Mathew Kemp as the aforesaid William King by their attorney aforesaid but the aforesaid Arbitrator at the Same day altho' solemnly required came not, nor made not any arbitrament in the premises aforesaid pursuant to the aforesaid Submission &c. Thereupon the aforesaid William King as before defends the force and Injury when &c. and saith that he did not assume upon himself in such manner and form as the aforesaid Mathew Kemp above against him hath complained and of this he puts himself upon the Country and the aforesaid Mathew in Litemanor

Therefore ^{the Sheriff that he should} ~~the Sheriff~~ ^{Lawyer} came here Immediately before his Lordship Justices Twelve &c. by whom and who wither &c. to Recognize &c. because as well &c. and the Jurors of that Same Jury by John Handy Esq. Sheriff of the County aforesaid to this Impanelled to with John Dennis J. William Holland Isaac Brittingham Joshua Atkinson James Houston Elijah Brittingham Christopher Glap James Townsend Micajah Brittingham Drimman Wharton .. Levin Bowell and George Hudson being called came who to say the truth of the premises being elected heid and Sworn upon their Oath say that the aforesaid William King did assume upon himself in manner and form as the aforesaid Mathew Kemp above against him hath complained and asked the damages of the same Mathew by reason of the non-performance of the promise and assumption aforesaid to five pound, eighteen Shillings and Six pence Current money of