

334
1759

whereof we have hereto set our hands this 14 day of October
John Peter John Coche Jr. In Confirmation whereof It is considered
by the court that the plaintiffs recover against the said defendant
the said ten pounds eight shillings and five pence therecosts by them
about their suit in this behalf expended and the said defendant in
mercy &c

Absent Thomas Williamson. Gent
William Jordany his wife M^r
Thomas Williamson. Dep^t In Case

Continued till the next court On the Motion & costs of
the defendant

Present Thomas Williamson gent
John Hoall & John Agar merchant & partners Att^{ys}
Richard Piche. Dep^t In debt

This day came the parties by their attorneys & thereupon
came also a jury, to wit, Nicholas Maggot Joseph Warren Jr Stephen
Pope Jacob Simons Benjamin Williams Moses Phillips Simon Turner
Nathan Pope Robert Booth Job Wright William Grimmer & Morry
Thiby who being elected tried and found the truth to speak upon the
issue joined upon their oath do say that the defendant hath not
paid the debt in the declaration mentioned as in pleading he hath alleged
and they do assess the plaintiffs damages by occasion thereof to nineteen
pounds one shilling besides his costs Therefore It is considered by the court
that the plaintiffs recover against the said defendant the said nineteen
pounds one shilling and their costs by them about their suit in this behalf
expended & the said defendant in mercy &c

Thomas Jewell M^r
Thomas Langley. Dep^t In Case

The former order for reference in this cause is discharged &
by consent of the parties all matters in difference between them in this suit
are referred to the final end and determination of Henry Vaughan & Thomas
Morre and in case they disagree to the final end and determination of an
umpire by them to be chosen and that the award of the said arbitrators
or umpire be made the judgment of the court

On the Motion of Henry Vaughan and Samuel Hendred witnesses for
William Drake against Benjamin Beale It is Ordered that the said William