

Mr Walter Hall sworne and Examined likewise in open Court sayth that after Ellinor Spinke was sworne the doctor gaue this depon<sup>t</sup> two dep<sup>ns</sup> the one being Ellinor Spinks & bad me Record them & be carefull of them for he would proue them false and malitious and made noe doubt but to gett vnder the L<sup>d</sup> Chancellors hand of England to punish such malitious persons as those were and further sayth not

U. H.  
Journal  
1659-69

Sherriff returnes his writt and warned

Foreman	W <sup>m</sup> Calvert Esq <sup>r</sup>	}	James Lindsey
	Patrick fforrest		Dan: Clocker
	Thomas Hussey		John Lumbroza
	Rob <sup>t</sup> Peyton		Tho: Hatton
	Peter Watts		Geo. Thompson
	W <sup>m</sup> Robinson		Rich. Dod.

The Jurors Charge given is this vizt

Whether doctor Luke Barber accusing Ellino<sup>r</sup> Spinke in saying her oathe was false and malicious those words were spoken by him afore or after she had taken her oathe, if spoken before to finde for the def<sup>t</sup> if after to finde for the plt with costs and damages. p. 207

After long debate the Jurors came into Co<sup>r</sup> and demand 30<sup>th</sup> tobacco p head as was allowed that former Jury inter John Abington plt and Jerome White def<sup>t</sup> which was allowed and Granted by the board

Then they deliver in their verdict as followeth (vizt)

The Jury doth award vnto the plt for dammages thirty thousand pounds of Tobacco and Caske with Costs & Charges of suite

And the Court ordered the verdict  
be Entred for the Judgem<sup>t</sup>

True Cobby Ex<sup>d</sup> by the Clk of the Pro<sup>all</sup> Court and the Clk of the vpper howse of Assembly before me

Signed Philip Calvert Chancellor

Luke Barber plt } The plt & def<sup>t</sup> appeareing att the tyme  
Henry Spinke } appoynted & the transcript of the Record of  
def<sup>t</sup> } the process and Judgem<sup>t</sup> ag<sup>t</sup> Barber being  
brought into the howse of Assembly the plt proceeded to assigne & make good the errors and first was read the first Error (vizt)

First the Writt and the declaracōn doth differ & this is Error Termes de la ley.

The Record sayth Henry Spinke & Ellinor his wife demands writt ag<sup>t</sup> Luke Barber accōn Case vpon defamacōn