

Liber P. R.

authorised & obliged by the said Law to allow vnto the said Thomas Cornwaleys, action & processe, now demanding it of him, or whether his authority of Lieut' gräll as to this cause be restrained in Law, by vertue of the said Commission.

And the said John Lewger said that his opinion was that his Lo^p having signified as yet no dissassent to that Law, it is at this present a Law of the Province, by vertue wherof, the office of Lieut' gräll (w^{ch} hath no latitude but consists in indivisibili, & w^{ch} the said Commission confirmes to him the said Giles Brent, though he it indeavor & intend to restraine the power of it as to this cause) hath an authority & obligation to doe iustice without delay, in this cause, as well as in all other, independant of & notwithstanding any Commission or mandate otherwise, or to the contrary; and therefore his advise was to allow processe to the plaintiff.

And the said James Neale said, that his opinion was, that his (the said Giles Brents) whole power of iudicature, as Lieuten' gräll; by vertue of the said Commission is taken away as touching this cause notwithstanding any law or act to the contrary: and therefore his advise was not to allow processe to the pl^t till further order from his Lo^p

And the Lieut' gräll after a review taken of his oath of Lieuten' Gräll; declared that according to his cunning & skill he found himselfe bound to grant processe in the said cause, notwithstanding the mandate to the contrary, the Law
 p. 113 1643 of the Province nor the office of Lieutenancy being
 January either of them abrogated or restrained, & therefore iudged the processe should be granted to the pl^t

whervpon issued this writt.

If Captaine Thomas Cornwaleys Esq shall secure you to psequete at the Court on the first of ffebruary next, his action of debt of foure hundred pounds sterling ags^t Leonard Calvert, John Lewger, & John Langford Esq^{rs} & to pforme iudgm^t of Court therin; then attach all or any the corne tobacco debts or other goods or chattells of all or any the said defend^{ts} to that value & keep them safe in yo^r custody, vntill they or one or more of them shall putt you in security to that value to answere (by themselves or their attorney) the said action at the said Court, & to pforme iudgm^t of Court therin; And then & there have this writt. wherof faile not. And for so doing this shalbe yo^r sufficient authority.

Giles Brent.

To the sheriff of S^t Maries.

James Neale demandeth of James Johnson 200^t tob due by bill & acc^t of debt & damage;

warning to Court 12. January vpon pill iudgm^t in absence