

the determinacōn and Judgment of the Court for all matters charged against him upon which the Grand Jury had given in their verdict the day before not desiring that the Court Should be troubled with impannelling another Jury for the further tryall thereof. Liber B.

This Court therefore takeing the matter into Serious Consideracōn upon the perusal of the proofs and in pursuance of the verdict of the Grand Jury for his Several Offences of Adultery ffornication and Murtherous intention, and in respect of his lewd and Scandalous Course of life Sufficiently appearing upon the proofs doth Order that the Said Cap<sup>t</sup> Mitchell Shall forthwith pay ffive thousand pounds of Tobacco and Cask or the value thereof as a ffine to the Lord Propriary, And to enter into bond for his good behaviour, And that he and his now pretended wife Joan be Separated till they be Joyned together in Matrimony in the usual allowed Manner, And that paying the Court Charges and Other ffees and Charges of imprisonment he is to be discharged of his Imprisonment in this particular p. 33<sup>2</sup>

26 Marcij 1653 Execuc for 2000<sup>l</sup> of Tob & Cask  
part of the 5000 the Governor having remitted  
2000 & 1000 being paid or payable to himself

Susan Warren p<sup>l</sup>  
Capt W<sup>m</sup> Mitchell Def<sup>t</sup> }

Whereas by a former Order of Court made in this Cause the 22<sup>th</sup> day of Aprill last the hearing thereof was respited till the then next Court, And the parties p<sup>l</sup> and def<sup>t</sup> this day attending for a tryall therein and upon full hearing what could be alleadged by either party in this Suit and upon perusal of the proofs on both Sides, the Court upon reading the Deposition of William Hampstead, It appearing thereby that the Defd<sup>t</sup> had expressed, that he that would not forswear himself was noe Servant for his turn, the Court thought to Set aside the Depositions of Henshaw and Hoskins as being the Defd<sup>s</sup> Servants and Subsequent to the Depositions of William Hamsted and his wife who depose positively to the p<sup>l</sup><sup>s</sup> paying for her passage hither, and there appearing much Jugling and baseness in the whole business, and the Court being Satisfied th<sup>t</sup> the p<sup>l</sup> did not accompany the Defd<sup>t</sup> from England hither w<sup>th</sup> any intention to be his Servant who had made her his Companion and bed fellow for which by Order of Court She had received punishment It is therefore Ordered, that the Complayn<sup>t</sup> Susan Warren be from henceforth absolutely freed & discharged from all Service any ways claimed from her by the Defd<sup>t</sup> Cap<sup>t</sup> William Mitchell upon any claime or pretence whatsoever and Whereas M<sup>r</sup> Robert Brooke one of the Counsell attesteth th<sup>t</sup> the Said Complayn<sup>t</sup> hath remained prisoner a long time for the Defd<sup>s</sup>