

Gerard further promising your Pet^r to take in his Bill, then in the hands of Henry ffox, in consideraōn of the fores^d Tob. W^{ch} hee hath noe wayes p^eformed, Soe th^t yo^r Pet^r still remaines ingaged to the s^d Hen: ffox w^{ch} is likely to proue uery dammeagble to yo^r Pet^r, in respect of his great pouerty, & the afores^d Bill remeyning soe long unsatisfied.

Liber
P. C. R.

The premises considered yo^r Pet^r most humbly desyres th^t yo^r hon^{rs} will be pleased to constreine the s^d M^r Gerrard to secure yo^r Pet^r from the afores^d debt by procuring him, & deliuering him his Bill, wth all charges belonging to the suite & yo^r Pet^r shall eu^e pray &c:

Vppon the Petⁿ afores^d the dēft denyeth th^t the hogshead doth belong unto him.

Edward Turner aged 22 yeares, or thereabouts sworne & examined, 30th of Septemb^r 1658, Sayth That about January or ffebruary was Tweluemonth M^r John fflood came to the howse of Thomas Dyniard, & did there demand a hogshead of Tob of Charles Maynard, for the use of M^r Thomas Gerard, by uertue of a note, th^t M^r Gerard sent by the s^d M^r fflood to Charles Maynard wherein he desyred M^r fflood might haue a hogshead of Tob deliuered him by the s^d Charles, for the use of M^r Gerard. ffurther this Depon^t sayth that M^r fflood did receaue a hogshead of Tob vpon the account of M^r Gerard att that time of Charles Maynard: allso th^t M^r fflood marked the hogshead wth T. G. att the same time, & further sayth not

Jurat Cora^r Rob^t Slye.

Robert Thomas sayth vpon oath in open Court, th^t M^r ffloyd brought a note from M^r Gerard, to receaue of Charles Maynard a hogshead of Tob, for M^r Ger^rads use, W^{ch} he did receaue, & marke wth M^r Gerards marke.

Thomas Dyniard deposed allso in open Court, Sayth That M^r ffloyd ueiued a hogshead of Tob of Charles Maynard & opening the hogshead sayd, The Tob is small, but I cannot find fault wth it & receaued it & marked it wth M^r Gerards marke T. G.

The Court vpon the fores^d Testimonies doth find That the hogshead in dispute was receaueed by M^r Gerards order, Weighing Two hund^d seauenty & fowre pownds neate, & therevpon ordereth th^t the dēft satisfy soe much unto the pff, wth Costs of suite. Writt of Exeqⁿ according the order, fol. 217.

Respited till next Prouinciall Court.

Stanley v.
Pott

To the hon^{bte} the Gouverno^e & Councill

Gerard v.
Evans

The humble Petⁿ of Thomas Gerard, Humbly Sheweth Whereas Cap^t Will^m Euans hath iniuriously taken yo^r Pet^{rs} marke from him, & the same hath recorded.