

what he alleageth agst the dēft. The dēft craueth th<sup>t</sup> the p<sup>tf</sup> be nonsuited, w<sup>ch</sup> is O<sup>r</sup>dered accordingly. Liber  
P. C. R.

Upon the Pet<sup>n</sup> of Richard Hix, agst Sampson Waring, for permitting one Thomas Branson to depart out of his custody, (hee being then Sheriffe) & who was indebted to the Pet<sup>r</sup> in 800<sup>t</sup> Tob. & under exequūōn &c: Respited till next Court. Hix v. Waring

Upon the pet<sup>n</sup> of John Reade, complayning agst Cap<sup>t</sup> Will<sup>m</sup> Mitchell, ffor th<sup>t</sup> hee the s<sup>d</sup> Mitchell had disposed of the one halfe of a mare, w<sup>ch</sup> mare was betwixt the Pet<sup>e</sup> & the s<sup>d</sup> Mitchell; The halfe afores<sup>d</sup> cost the Pet<sup>r</sup> 1600<sup>t</sup> Tob. And now the s<sup>d</sup> Mitchell hauing sold the whole mare, contrary to agreem<sup>t</sup> made, & w<sup>th</sup>out the Pet<sup>rs</sup> priuity, The s<sup>d</sup> Cap<sup>t</sup> Mitchell dēft being called, & not appearing, nor any Attorney for him, to make answe<sup>r</sup> thereto, It is Ordered th<sup>t</sup> the Pet<sup>r</sup> may take Attatchm<sup>t</sup> upon any the Estate, of the s<sup>d</sup> Mitchell, if he please; bringing him thereby, to a Legall tryall, may obtaine satisfaction, according to his demand, Attatchm<sup>t</sup> to the Sheriffe of Calu<sup>t</sup>, according to the Order Ret. next prouinciall Court, to be holden in Septemb<sup>r</sup> next. Reade v. Mitchell

Robert Taylor deposed, Sayth, th<sup>t</sup> the Bill of 1600<sup>t</sup> of Tob, w<sup>ch</sup> James Jolley passd unto Timothy Goodridge was for a Boy serut<sup>t</sup> w<sup>ch</sup> Will<sup>m</sup> Philips hath now receiued of the aboues<sup>d</sup> Timothy, This Dep<sup>t</sup> sayth, th<sup>t</sup> when the s<sup>d</sup> Timothy came to this Deponts howse, he heard the s<sup>d</sup> Timothy promise the s<sup>d</sup> Jolley his Bill againe of 1600<sup>t</sup> Tob. But att th<sup>t</sup> p<sup>ent</sup> Timothy had it not about him, but told him hee should haue it, & further this Depon<sup>t</sup> sayth not. This Depos<sup>n</sup> is acknowledged in this Court. Goodridge v. Jolly  
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Januar. 2<sup>d</sup>, 1657, taken by Woodman Stockly & Will<sup>m</sup> Parrott

Giles Sadler deposeth, saying th<sup>t</sup> he being att an agreem<sup>t</sup> betwixt Timothy Goodridge & James Jolley, heard the s<sup>d</sup> Timothy promise the s<sup>d</sup> Jolly if in case he had the seru<sup>t</sup> againe: Then the s<sup>d</sup> Timothy would returne the s<sup>d</sup> Jolley his Bill againe for the seruant, & further this Depon<sup>t</sup> sayth not

Sworne 2d Jan. by Commis<sup>rs</sup> Supra

This Depos<sup>n</sup> is allso acknowledged before this Court.

Upon the Pet<sup>n</sup> of Timothy Goodridge p<sup>tf</sup> agst James Jolley dēft, touching the suite depending betwixt them, & not determined, but referred to the next Court: & crauing a finall issue therein, A Jury is desyred by them, & Graunted.

Warr<sup>t</sup> to the Sheriffe to summone a Jury of 12 men forthw<sup>th</sup> Sheriffe Returneth his writt & warned.

Symon Ouzizee	Henry Hooper	Walter Hall	Will <sup>m</sup> Dorington
John Potts	Peter Joy	Philip Land	Rich: Hix
John Ashcomb.	Arthure Wright	John Whinfell	James Lindsey