

Liber B B was allowed—the def^t by his Attorneys demands Security from the p^{lt}: for Costs & da^mage in Case of being Cast in the Suite—the p^{lt} alleadgeth that security is allready giuen to S^r Robert Carr Gouverno^r of Delaware Bay of one hundred pounds sterling to prosecute the suite in this prouince, the defend^{ts} say that Bond Obleigeth not to satisfye for Cost & Charge and further alleadging that there was noe declaracōn deliuer'd according to the Act of Assembly therefore desi- res a nonsuite which by the Board was granted wth Iudgm^t for their charges as followeth,

Attendance and Comming downe 8 dayes	240 th th
Nonsuite according to Act of Assembly	150
Attorney ffee	60

450

The def^{ts} now desires the Board that they would please to deliuer up M^r Bedloes bond it being now uoid and they would now if the p^{lt} please Joyne issue forthwith which by both parties is agreed, the bond to be detain'd untill the defend^{ts} put in other security—

Therefore Ordered that Isaack Bedloe giue sufficient security that in Case he be Cast he shall within six months produce the said ffrygott here in Maryland and pay all Costs & da^mages, And that Henry Hudson shall put in security to pay all Costs and da^mages ensueing upon the suite after this day in Case he be cast—

Whereuppon both partyes wthdrew to pass bonds wth securities to each other, in performance of the abouesaid Order—The Plaintiffe and Attorney wth the def^{ts} returnes againe into Court they not agreeing what sūme they must passe bond for, therefore the def^{ts} desires to know the worth of the said ffrygott, and accordingly they shall enter into Bond wth security—

[p. 396] Whereuppon the Court Ordered M^r W^m Hollingworth and M^r Obony to deliuer in the best of their Iudgm^{ts} upon Oath herein wth Calculacōn of New England Coine where she was builte and the da^mages for her being 9 months out of the p^{lt}'s handes, which by them was deliuered into the boarde to be worth three Hundred pounds sterlinge

Whereuppon Concluded the def^{ts} giue bond for three hundred pounds sterling, and the plaintiffe for tenn thowsand pounds of tobaccoe which accordingly was performed according to the intent of the foregoeing Ord^r in fo: 395 and Ordered the def^t haue now his Bond giuen up formerly taken of 500th sterlinge

The p^{lt}: now put's in his declaracōn as followeth

The humble petⁿ of Henry Hudson Sheweth

That yo^r pet^r had a suite depending before the Gouverno^r & Councell of New Yorke Concerning a ffrygott that is unjustly detain'd from yo^r pet^r by one William Caruer of Virginia which Suite was