

John Balley }
 ag^t }
 James Neale }
 James Neale }
 ag^t }
 John Balley }

The partyes Comp^{lt} and Defend^t in both these suites, being ready for tryall in both Causes, and because both suites relate to one and the same Concerne the Court ordered both Causes to come to tryall at one time, and the Comp^{lt} Balleys bill being Read, and Neales answeare to the same, and all proofes and other papers touching that Cause and the Crosse bill of Neale ag^t Balley being also Read & all papers Concerning that Cause, and the Causes therupon Coming to hearing this day before his Excellency Charles Calvert Escq Chief Judge in Equity The Hono^{ble} Philip Calvert Escq Chancelour of this Province and the Rest of their Associates, Justices of this Court and upon Reading the bills and answeres of the severall Comp^{lts} and Defend^{ts} and the Depositions and proofes taken in this Cause, being all by this Court seriously veiwed and Considered, and hearing of what Could be alledged on Either side, This Court was all all Clearly Satisfyed that John Balley the Comp^{lt} is Joint owner of the Cargo of wines in Question, and that the account of Sales of the said Cargoe, made by Neale, and in this Court filed be referred to audito^{rs}, to state and Examine the same, and the Co^{rt} doe hereby appointe M.^r Thomas Notley and M.^r Benjamin Rozer to audite state & Examine the same who are hereby Desired, to make full Examination into it, and to make Report to this Co^{rt} how they find it at the next Co^{rt} that so the Co^{rt} being fullt Satisfyed in the busines may Decree & ord^r therein as in Conscience and Equity they ought and the Comp^{lt} and Defend^t are hereby ordercd to attend the said Audito^{rs} at M^r Notlcys housc on Such day as the said Audito^{rs} Shall appointe, sometime between this and the next Co^{rt} that so the said audito^{rs} fully Examining the said account may make such Report thereof that the Co^{rt} being fully satisfyed thereby may proceed to Decree and ord^r what in the premises in Conscience & Equity ought to be Done.

Toby Wells }
 ag^t }
 John Wright }

This Court doe ord^r the Defend^t to answeare by the next Co.^{rt}

Edward Peerce }
 ag^t }
 Randall Revell }

Agreed.

Jonathan Hopkins }
 ag^t }
 John Wright and }
 Richard Snowden }

In this Cause it is ordered by the Court that publication passe the next Co.^{rt}

John Gould }
 Joseph Sones }
 ag^t }

In this Cause an attachm^t wth a proclamation to issue ag^t the Defend^t for want of an answeare.