

plain^{ts} Bill of Complaint and to returne the same to this Prouin^{all} Court which being not done by each of the defend^{ts} Liber FF

Ordred an Attachm^t issue to the sherriffe of Talbott County ag^t the said John Barnes Francis Bellows and Henry Parker to make theire and euery of theire p^rsonall appearance at the next Prouin^{all} Court to set forth upon Oath theire Answers to the said Bill of Complaint

John Abington Complain ^t Tho: Paggett defend ^t Morecroft p̄ que ^r Jenifer p̄ defend ^t	}	This Cause depending in Chancery last Prouin ^{all} Co ^{rt} was at the instance of both partys by theire Attorneys referr'd to M ^r Thomas Nottley—Wherupon the Court now desires M ^r Nottley to deliuer in his report, which he doth in writing and is as followeth	[p. 425]
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I doe hereby Certifye to the R^t Hon^{ble} the Cheife Justice of this Prouince and to the Rest of the Hon^{ble} Justices of the Prouin^{all} Court, That John Abington and Thomas Paggett hath not to this day brought mee any Copies from the Records of the said Court whereby I Could make any report in a Cause depending between the said Abington as Complainant and the said Paggett as defend^t in Chancery as wittnes my hand 13th day of February 1666

Thomas Nottley

Whereupon the Court proceeds according to Equity and Ordereth that the defend^t doe sett forth upon Oath to his answere deliuered the precedent Court to the Comp^{ts} Bill, The which hee doth now in open Court

The Complain^t now declares onely for a letter of Attorney from the defend^t whereby he may be impowred to receiue sue for and recouer the tobacco specified in the seuerall bills deliuered by the def^t to the s^d Comp^{ts}.

The defend^t denys he is bound to giue power to recouer the said debts, being absolutely discharg'd and acquitted from the same

The major Vote of the Board is that the defend^t ought in Equity and may be Compell'd to giue the Comp^{ts} full power to sue for recouer and receiue the sumes of tobacco expressed and men^oned in the said seuerall Bills soe deliuered the Comp^{ts} by the said defend^t

Further Ordered it be soe Entred for the Judgm^t of the Court

William Smyth plaintiffe John Beale et ux defend ^t Morecroft p̄ que ^r	}	The p ^{ft} not hauing his witnesses ready desires time till tomorrow morning—The Court would not giue further time nor noe appearance made by the defend ^t nor entred by theire Attorney that the Cause is dismiss
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W ^m Smyth p ^{ft} ditto Beale et ux def ^t Morecroft p̄ que ^r	}	Noe appearance made ut supra therefore the Court allsoe dismiss the Cause—The p ^{ft} allsoe wanting his witnesses herein
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