

Whereupon Came the said William Caluert who followes as well for the Rig^t Hon^{ble} the Lord Prop^r as the said Charles Caluert Esq^o Leiutenn^t Generall and Cheife Governo^r of this prouince and Craueth Judgm^t ag^t the s^d uessell wth all her tackle furniture and Apparell w^h what else in her is forfeited according to the said Act of Parliam^t in such Cases Prouided Liber FF

The Judgm^t of the Court is that the said Barke William wth all her tackle furniture amūniçōn and apparell wth all her loaden that is of the Growth of Europe is Condemned and forfeited according to the Acts of Parliam^t in such Cases prouided, and according as the said William Caluert who followes as well for the Rig^t Hon^{ble} the Lord Proprietary as for the said Charles Caluert Esq^o Governo^r of this Prouince, hath declared [p. 443]

And therefore doe Adjudge the said Vessell to be forfeited and Condemned wth all her tackle furniture ammuniçōn and apparell, as allsoe all the Goods & Comodities in her imported that is of the growth of Europe &^c (to witt) One third part of all the said uessell wth $\frac{1}{3}$ of her said tackle furniture ammuniçōn and apparell, as allsoe One third of all the Comodities of the growth production and manufacture of Europe in her imported to the said Lord Proprietary, and the other two thirds to the said Charles Caluert Esq^o Leiutenn^t Generall and Cheife Governo^r of this Prouince of Maryland

Wherefore Ordered that Execuçōn doe forthwith issue ag^t the said uessell wth all her furniture tackle apparell and amuniçōn as allsoe ag^t all the Goods and Comodities in her imported of the Growth Produçōn & manufacture of Europe one third to be deliuered to the said Lord Prop^r and the other two thirds to the said Charles Caluert Esq^o Leiutenn^t Generall and Cheife Governo^r of the said Prouince according as the said William Caluert Esq^o who followes as well for the said Lord Prop^r as the said Charles Caluert Esq^o Leiutenn^t General & Cheife Governo^r of this Prouince hath prayed

Uppon better thoughts Came William Gard Mast^r of the Catch Hope and humbly requesteth the Court That they would please now to proceed in tryall to his Charge, and that there might bee a full determinaçōn thereof made by this Court, and not by a Jury as hee did att first require,

The Court willing to Comply wth his desire hee urging for the same, doth now proceed to the hearing & tryall of the whole Cause, whereupon after much debate had in and about the p^rmisses and all Euidences heard and Circumstances throughly weighed, It was Euidently proued that the said W^m Gard (as well as the foresaid Jn^o Treris) wth his (and their) said uessells hath been Eleauen dayes arriued att his Port Called Choptanke in this Prouince where liued [p. 444]