

Liber FF Walter King his action against him Ought not to haue for he saith that the said Richard Stone at the time of his decease was not indebted to the said Walter the Said Summe of eleaven thousand two hundred and fifty pounds of tobacco as is by the Said Walter alleageth and of this he is ready to averr and therefore craveth judgm<sup>t</sup>.

Ordered that Comission issue to Thomas Notley and Benjamin Rozer authorizinge and empowering them to audite the accounts on both sides and make their report to the justices at the next provinciall Court, and that the severall accounts be sealed up and sent to the said Auditors.

John Warren and Edward Clarke being Ordered the last provinciall Court that they bring in accmpt of the estate of William Browne deceased and the Court to Stand to and abide the judgment of the Court therein the said Warren and Clarke haueing now presented an accmpt of their disbursm<sup>ts</sup> which the Court not admitting legall therefore

Ordered that they bring in a full and true inventory of the estate of the said deceased and that administration thereof be forthwith to them Committed.

Thomas Heathcott ag<sup>t</sup> } Morecroft p̄ quer  
Walter Pake } Notley p̄ def<sup>t</sup>

The plaintiff Sued the def<sup>t</sup> the last provinciall Court for twelve hundred pounds of tobacco, being referred till this Court

Walter Pake by Thomas Notley his Attorney Comes and defends the force and injury when &c and Saith that he cannot deny but that he did Owe the said Thomas Heathcott the said quantity of tobacco expressed in the plaintiffs declaration but that he hath long since paid the same since his promise made and of this he putts himselfe upon the Country and the Said Thomas likewise Therefore Comand is Given to the Sheriff &c. Tho: Notley.

[p. 597] The names of the jurors impannelled and Sumoned to try the issue joyned betweene Thomas Heathcott plaintiff and Walter pake def<sup>t</sup>

Thomas Paine	William Tettershall
Thomas Taylor	Thomas Covant
W <sup>m</sup> Marloe	Francis Hill
Edward Clarke	Robert Hunby
John Warren	James Veitch
Richard Bennitt	James Martin

The jury being Sworne in Open Court they went forth to Consider of their verdict, who returned and Gave their verdict as followeth vizt, Wee find for the def<sup>t</sup>.

W<sup>m</sup> Moffett the Attorney of } Morecroft p̄ quer  
Richard Allen plaintiff }  
ag<sup>t</sup> Thomas Bowdell def<sup>t</sup> } Rozer p̄ def<sup>t</sup>