

and william Barrett of Londⁿ merchant for a greater sume, where-
 fore this is held a thing but Collusiuely done to defraud the said
 Barrett, and is therefore by the Court throwne out & not heard Liber FF

William Barrett plaintiffe } Morecroft p̄ queṛ: }
 Humphery Warren defendt } Nottley p̄ defendt }

The p̄ft sues the defendt upon a Bond in a plea that hee render
 unto him One Thowsand five hundred Sixty two pounds w^{ch} hee
 oweth to him and unjustly deteineth &^c: The Condiçon of which
 Bond is for the def^t to performe seuerall Articles and Agreem^{ts} speci-
 fied in one paire of Indentures of Bargaine and sayle bearing date
 wth the said Bond and made betweene the p̄ft of the one party and
 the said warren of the other party Which said Bond being read and [p. 765]
 heard The s^d Humphery saith that the aforesaid William Ought not
 to haue his acçon aforesaid ags^t him, because hee saith that the afore-
 said William att the time of the making the said Obligaçon in
 the City of London in the Kingdome of England in the time of
 the great pestilence or Visitaçon in the said Citty did him hee said
 Humphery Threaten to Cast into Prison and did likewise impose
 upon the said Humphery such and soe great threats of his life, and
 of maim of his members to be brought upon him, unless the said
 Humphery would make and Seale the aforesaid Obligaçon att Lon-
 don aforesaid in the time of the pestilence aforesaid, That hee the
 said Humphery for feare of the imprisonm^t and those threats afore-
 said, the aforesaid Obligaçon to the said William did then and
 there make, And this hee is ready to auerr whereupon hee demands
 Judgm^t whether the s^d will^m Ought to haue his acçon ags^t him &^c:

Nottley p̄ defendt

The defendt Craues an imparleance to next Court by reason Cap^t
 Thomas Smyth their Materiall wittnes is in Virginia, not hauing
 time to bring hime to Court since the Arrest

The Major Vote of the Board is for an imparleance which was
 granted untill next Court

Richard Attkins plaintiffe } Jenifer p̄ queṛ: }
 Richard Bayley defendt } Morecroft p̄ def: }

Thomas Carleton & Jn^o Blomfeild appointed Auditors upon the
 Acc^t depending between the p̄ft and defendt doth now deliuer in
 their Report thereof which is as followeth

In pursuance of yo^r Honn^{rs} Order Wee the Auditors to heare the
 Accompts between Rich^d Attkins p̄ft and Richard Bayley defendt
 in a plea that the said Bayley render to him the said Attkins a rea-
 sonable Accompt att the time hee was receiuer of the tobaccoes of
 the said Attkins