

County brought here into Court It is by the Court this day ordered Liber M M
 in p^rsence of the Attorneys of both sides that M^r Thomas Dent and
 M^r Christopher Rousby be and are hereby appointed Audito^{rs} to
 audite state & Examine the account of the said Thomas Marsh w^{ch}
 to Render to the said Henry Phipps he ought, And that the sd
 Audito^{rs} meete at St Maryes on Thursday the 20th day of November
 next To audite the said account, and that the said Thomas Marsh doe
 then & there attend the sd Audito^{rs} and so doe attend from day to
 day untill the sd account shalbe fully stated by the said Audito^{rs},
 And the said Justices doe hereby Empower the said Audito^{rs} to
 administer oath or oathes to any witnesses that shalbe pduced before
 them on Either pt And the said account when audited & stated
 betweene the said ptyes that the said audito^{rs} retorne unto the said
 next Provincial Co^{rt} und^r their hands & seales, and for their pceed-
 ings herein this shalbe their warrant.

At w^{ch} said Day that is to say the 10th day of ffebruary in the
 42th yeare of the Dominion of Caecilius &c Annoq̄ Domini 1673
 Came aswell the said Henry Phipps by Kenelm Chiseldyne his At-
 torney as the said Thomas Marsh by Robert Carvile his Attorney
 and the Audito^{rs} aforesayd (vizt) Thomas Dent & Christopher
 Rousby gentl Came likewise and in their pp psons Delivered into
 open Court their Report following wth the acc^t stated & Examined
 w^{ch} follow in these words (vizt)

To his Excellency The Cap^t Generall and the Rest of his Lo^{pps} p. 133
 Justices of the Provincial Court.

By vertu of a Comission to us Directed out of the said Court
 dated the 17th day of this Instant November to audite and state the
 account between Thomas Marsh gentl of the one pty and Henry
 Phipps Adm^r of Edward Maynard Deceased of the other pt wee
 have Received the account of the said Thomas Marsh attested by him
 upon oath, and upon Examinacōn of the same and also of the Charge
 Exhibited ag^t him p Docto^r Morecroft Attorney of the said Henry
 wee doe humbly Certefy as followeth.

That wee finde the said Thomas Marsh to be indebted to the said
 Henry Phipps the quantity of Seaven Thowsand Two hundred sixty
 and six pounds of Tobacco, as by the ballance of the account be-
 tweene the said ptyes stated by us und^r our hands and seales and
 hereunto annexed Does appeare.

And whereas by Consent of ptyes of both sides Thomas Marsh is
 Charged in the af^d annexed account with three thowsand five hun-
 dred thirty and five pounds of Tobacco being debts due for Pantyles
 sould by the sd Marsh to the seu^rall psons hereafter named (vizt)
 to Nathaniel Stinchcomb 441^l Tob, John Honnywood 804^l Tob
 Cap^t Loyd 300^l Tob Major Waters 1390^l Tob & D^r Jordenie 600^l
 Tob, w^{ch} said Debts the said Marsh hath not yet got in, wee humbly
 Conceive the said Henry Phipps should give sufficient authority to