

called came likewise to Witt Cap^t John Brown Cap^t Henry Mitchell William Alden George Hooper Rober[t] Slye, John Willoughby Edward Blackbourne Christopher Baynes Thomas Wall Francis Armstrong John Dawson and Ralph Dawso[n] who to Speake the truth concerning the p^rmises upon their Oath's doe Say We of the Jury doe find for the Defendant.

Therefore it is considered by the Court here that the Said Edward Randolph who as well etc: take nothing by this information afore S[aid] but be in Mercy for his false Clamour, And that the Said John Blackmore goe thereof without Day etc.

Whereupon the Said Edward Randolph Esq^r who as well etc. by Georg[e] Plater Attorney Gen^l craves an Appeal to his Excellency the Governour and Councill which was granted him.

Cop: Per

Henry Wriothesley Clk:

CurEd: [sic] Prov^l

MARYLAND SS. Memorandum that this day to Wit the Fourteenth day of March Annoque Domini One Thousand Six Hundred and Ninety Four came [14] Edward Randolph Esq^r who as well for our Sovereign Lord and Lady the King and Queen as for himself prosecuteth, into Court by George Plater his Attorney and exhibited his reasons for appeale from a Judgment given at a Provinciaall Court held at the City of S^t Maries the Sixth day of November in the Sixth Year of Their Ma^{ties} Reign Annoque Dom: 1694 in a cause there Depending Between the Said Randolph who as well etc: and John Blackmore mariner and Comander of the Ship Ann Belonging to this Province which reasons are as follow.

The Said Judgment is Erronious in this, that the Said Randolph having informed against the Said Ship upon a certain clause of a Statute made in the Twelfth Year of King Charles the Second which Sayes that all Ships coming into any of the English Plantations from any Port besides the Portes of England, Ireland, Wales, or the Towne of Berwick upon Tweed, the Govern^r of Such Plantation Shall before the Said Ship or Vessell be permitted to load on board any of the Comodities of Such Plantation take Sufficient bond with one Surety that Such Ship or Vessell Shall carry all the Goods of Such Plantation loaden on board her to Some other of his Ma^{ties} English Plantations, or to England, Ireland, Wales, or the Towne of Berwick upon Tweed, and that every Ship which Shall take on board any of the Goods of Such Plantation where She Shall come before Such bond be given or Certificate produced that Such bond was given in England, Ireland, Wales or the Town of Berwick Shall be Forfeited with all her Guns etc.

And the Breach assigned against the Said John Blackmore and his Said Ship Ann was, that he had taken on board Eighty hogsheads of Tobacco before he gave Such bond as was required by the Said Law, [15] Whereupon,