

John having converted the said goods to his own proper use and not according to the directions of him the said Alexander whereunto he the said John did oblige himself wherefore he the said Alexander saith that he is Damaged and hath Damaged to the value of five hundred pounds of the like flower as also one hundred pounds & eighty pounds of the like Candles & therefore bringeth his sute;

This following Note was read

I John Avery doe acknowledge to have recd of Alexander Draper one Barrell of flower and one Cheff of Candles All which I shall Dispose of for the use of Alexander aforesaid According to his Direction And for the performance hereof I binde my self my heirs or assigns by these presents to the danger of the same excepted as witness my hand this 12th day of February 1672

John Avery

The Def: John Avery owns his hand

The deposition of Walter Lane aged twenty seven years or thereabouts being sworn and examined saith

That there was a Barrell of flower marked A D belonging to Alexander Draper of this County of Somerset transported in the Schoone proprietors of the County of ^{aforsaid} Somerset which was Master m: John Avery to the Island of Barbadoes with Barrell of flower was not disposed of in the aforesaid Island but kept on board by the aforesaid Avery for the Schoone's provision and further saith not

Walter Lane

The def: John Avery being sworn saith that he made use of some for the owners but shipped the rest for the use of Alexander Draper;

The Def: Cranes Answer; Order for discharge