

The same day being the 9th of August A. D. 1676

in W^m Steven's

present { m^r James Jones . . . m^r David Browne } Comm^{rs}
 { m^r Charles Ballard . . . m^r W^m Brewster }

Walter Lane pl^t } Henry Smith p^{pl}
W^m Colbourne def^t } Edward Jones p^{pl}

Walter Lane of the County of Kent aforesaid was summoned to answer unto
Walter Lane of the said County in an action of Treas^{re} /
Whereupon the said Walter Lane by himselfe that he the said Colbourne became indebted
unto him the said Lane the full Summe or quantity of one thousand foure hundred &
Seventy pounds of Tobacco as by his dnt^l here in s^d produced more plainly doth appear
w^{ch} Summe of Tobacco as aforesaid the said Colbourne hath not paid though after hereunto
required whereby the pl^t saith he is damaged & hath lost to h^m Summe of two thousand
hundred & forty pounds of Tobacco thereupon brings his dnt^l /

It is ordered
J^{us} Dec. Ric^o Roe

And this day to wit the 9th day of August Anno Domini 1676 the said Col^l W^m Colbourne by
his Attorney Edward Jones Cometh & defendeth the fore & Injury or wrong saith he hath paid
& made satisfaction for what the plaintiffe hath demanded

And the plaintiffe desired his dnt^l may be read: vizt

Col^l William Colbourne D^{nt}

Pro Contra C^o

To doe m^o due to me for sayling in his boate & writing for him from
the 3rd day of October 1673 untill the 14th of October following by agreement 400^l of Tobacco }
one pair of shoes & one pair of Irish stockings }
To voyage he employed me to great quantity to fetch tobacco belonging to him } 120
on the 1st of June 1674 & ending the 21st of June instant being 400^l of Tobacco }
To voyage he employed me to goe to Boqueron in his skallope & to write } 950
for him & keepe his booke keeping goods to sell on board at 50^l of Tobacco }
Aug^o 7th 1674 & ending the 26th of June instant } 1470

By Appear of Shober
of W^m Greene

By Appear of Irish
Stockings

And the said Walter Lane maketh oath upon the holy Evangelist before the Court that he hath received no
satisfaction for the same but what he hath given (with in the same
And thereupon this Court ord^{rs} that Col^l W^m Colbourne pay unto Walter Lane or his order one thousand
four hundred & seventy pounds of Tobacco with Cost of Suite

Whereupon the said Col^l Colbourne appeals to the hon^{ble} Justices of the Provinciall Court And
this Court ord^{rs} that the Proceedings here be sent over to the hon^{ble} Justices of the Provinciall Court
the appellant giving security according to Act of Assembly

The same day Court present

present { m^r William Steven . . . m^r Charles Ballard }
 { Col^l W^m Colbourne . . . m^r David Browne } Comm^{rs}
 { m^r James Jones . . . m^r W^m Brewster }

William Brittingham pl^t } Tho. Loock p^{pl}

Thomas Hemming def^t } Tho. Loock doth not appear by himselfe nor attorney

The returne made by the Sheriff vizt Attached in the hands of Jⁿ William 670^l of Tobacco

In the hands of Robert Houston 403^l of Tobacco And in Jarman Gilberts hands 100^l of Tobacco

And William Greene this day to wit the 9th day of August A. D. 1676 by Henry Smith his Attorney
Cometh & saith that the Tobacco alleged of Thomas Hemming in the hands of John Williams &
Robert Houston is his Tobacco by assignent from Thomas Hemming

This Court findeth five hundred & fifty pounds of Tobacco in John Williams hands & four hundred
& five pounds of Tobacco in the hands of Robert Houston And ord^{rs} the same to be delivered & paid
to William Brittingham