

faction for the Same made but the Same to Render or Sattisfie to the Said Charles Tracey hath denyed and Refused and Still doth denye and Refuse the Same to the Damage of the Said Charles Tracey of Seaven thowsand pounds of tobaccoe and thereupon he brings his Suite etc.

Pledges etc. John Doe, Richard Roe. James Cranford for the plantiffe.
 Daniell Troy Debtor to per Contra Credit
 Charles Tracey 1696.

	lbs. tobaccoe	
To Divers goods Accomodations		by a pair yarn Stockins 030
and Ordinary Expences as by		by a horse 400
the perticklers in the Ac-		by ballance Due 3934
count filed Appeareth 4364:		<hr/>
		4364

And the Said John Garrett by William Bladen his Attorney Cometh and Defendeth the force and Injury when etc. And Craveth Lycence thereof to Imparle here untill the next Court and it is Garnted unto him the Same day is given to the plantiffe Likewise etc.

Att which Said next Court (to witt) the 24th day of August Annoque Domini 1697 Came here as well the Said Charles Tracey as the Said John Garrett by their Attorneys Aforesaid and the Said Charles Tracey prayeth that the Said John Garrett to his Decleration aforesaid may Answer etc.

And the Said John Garrett by William Bladen his Attorney further Cometh and defendeth the force and Injury when etc. And Saith that he is not guilty of [216] The breach of the Act of Assembly in manner and forme as the plantiffe in his Decleration aforesaid hath Complained and of this he putts himselfe upon the Country.

William Bladen. And the plantiffe Alsoe. James Cranford.

Therefore it is Comanded the Sheriffe that without delay he Cause to Come here twelve etc. by whome etc. And who neither etc. to Recognize etc. because as well etc. And now here att this day (to witt) the 24th day of August Annoque Domini 1697 here Cometh as well the Said Charles Tracey as the Said John Garrett by their Attorneys aforesaid and the Jurors thereon Impanelled being Called Likewise Came (Viz.)

Hugh Ryley, foreman, Archable Edmonson, William Conley, John Forrest, Edward Willett, Allexander Magruder, Joshua Hall, Paul Busey, James Brooke, Christopher Baynes, Robert Orme, Guy White. Subpoenaed per Thomas Greenfeild, Sheriffe.

Who to Speake the truth Conserving the premises being Elected tryed and Sworne Doe Say upon their oath that they find for the plantiffe.

Then Came John Garrett And Appealed to the Provintiall Court and for the due procecution of the Same brought into open Court Thomas Hatton and William Bladen who Acknowledged this Recognizance Following (Viz.)

Thomas Hatton and William Bladen Acknowledges themselves bound unto Charles Tracey in the Sum of twelve thowsand pounds of tobaccoe to be Leayed on their goods and Chattles Lands and tenements to and for the use of Charles Tracey upon this Condition that if the Said John Garrett Shall at the Provintiall Court now next Ensueing procecute the directions of an Act of Assembly of this Province Entitled An Act for Appeales and regulateing writts of Error) According to the Rules of the Provintiall Court and procecute his Appeale with Effect and Alsoe Sattisfie and pay unto the Said Charles Tracey his heires Executors Administrators or Assignes in Case the Judgment now given against him the Said John Garrett Shall be Affirmed As well the Debt for Damages by the