

Refused to his Owne wrong. And the Great Damage of him the said Balley. Wee  
 Doe therefore according to the Custome of W<sup>ch</sup>cha<sup>er</sup> in June last, humbly  
 further Report unto this High and Hon<sup>ble</sup> Court, that the said James Neale  
 ought to pay the aforementioned Quantity of Thirty three Thousand fourty  
 six pounds of Tobacco to the said John Balley upon Demand out of his Owne estate  
 without charging the said John Methway and Balley with any bad Debt, that  
 hath descended upon the sale of the said w<sup>ch</sup>: And whereas the said John Balley  
 did produce unto us an Account wherein he charged the said James Neale with  
 the said Quantity of Tobacco for Damages sustained by him the said John by  
 Reason of the said James not complying with him sooner, and hath kept  
 him along time ~~unemployed~~ in trouble in these Remote parts from his business  
 to recover his Right in this Hon<sup>ble</sup> Court. And for his Damages expended and  
 sustained in and about the same. And other Charges and Expenses he hath bene at  
 which hath bene incurred by Reason of the said James Neale Refusing to account  
 with him in Reasonable time as he ought and was engaged to doe. All which we  
 were humbly Conceive was not matter within the Commission to us Directed. so lay  
 not before our Consideration to Report, wherefore we have omitted it and leave  
 the said Balley himselfe to present it to this High and Honorable Court to determine  
 And in Confirmation to this our Report we have herunto sett our hand, &  
 signed our seals the first day of January in the year of the Dominion of Charles  
 the forty first Anno<sup>re</sup> Domini 1672: Thomas Nolley Sealed Benjamin  
 Rober sealed. as by the said Report and Account aforesaid Remayning in the  
 hand of the Register of our said Court Relation being therunto read more  
 fully and largely it doth and may appeare. And afterwards to witt upon the Eleventh  
 day of this Instant February these causes coming to be heard before his Excellency  
 Charles Calvert Esq<sup>r</sup> Chief Judge in Equity. the Hon<sup>ble</sup> Phillip Calvert Esq<sup>r</sup>  
 Chauncell. and the rest of their officiating Justices of the same Court in the presence  
 of the said p<sup>ar</sup>ty and Defendants, in these causes and their Attorneys of both sides  
 whereupon and upon Reading the said Report and hearing what could be  
 alledged on either side and having seriously Debated the matter betweene  
 the said parties. this Court Court doth thinke fitt and so order and Directe  
 that the said Report and all and only the matters and things therein Contayned  
 Doe stand Rattified and Confirmed by the Decree of this Court. to be observed  
 and performed by the said parties to all intents and purposes according to the  
 true Intent & meaning thereof. And that the said James Neale doe forthwith  
 pay unto the said John Balley for the Joint Account of him and the said John  
 Methway the said sume of Thirty three Thousand fourty six pounds of Tobacco  
 with Cargoe to Contayne the same out of his the said Neales owne proper  
 estate