

Attorney insisting the Court said it wrong so the Defendant was forced to suffer an on suit: without any by all at all: And to commence his Court againe for the same the Compts had the Scope but through the Ignorance of the Attorney had not said his Court right. And so the Defendant was Non-suited a second time and Constrained for recovery of his right to bring an on a third time upon it. The Defendant recovered Judgment in Talbot County Court within this province against the Compts from which Judgment these Compts appealed to the provincial Court of this province and not withstanding all the reasons alleged by the Compts against the said Judgment in the County Court the said Judgment was held for good - And to delay and litigiously to oppose the Defs the Plaintiff removed it into this Hon<sup>ble</sup> Court: which being read before this Hon<sup>ble</sup> Court and the Court finding it absolutely necessary for better discovery of the Equity of the matter to Issue Commissions for examining such Evidence on both sides that might be produced by either party where upon it was ordered that Commissions Issue for Examining of the Evidence that might be produced on behalf of the Compts: And that the Sedall Depositions that might be taken should be transmitted into this Hon<sup>ble</sup> Court by all convenient Speed: Then after which Commission was granted to Mr. Rife High Sheriff for that purpose: And there with was sent Sedall Interrogatories to be proposed to such Evidence as: Who soon after transmitted the Sedall Depositions by him taken: into this Hon<sup>ble</sup> Court which was here read and followed in these words

The answer of Anthony Rumball to the Sedall interrogatories proposed by the Compts against Nicholas Low Defendant April the 15<sup>th</sup> 1703  
 Imprimis Doct<sup>r</sup> know Alexander Forbes the Compt & Nicholas Low Defs

2<sup>d</sup>ly At the same time I did for the use of Mr. Nicholas Low deliver the five man boat to Mr. Forbes which was the twenty sixth of July 1697 and appears by receipt taken of the said Forbes for the delivery of the said boat the said boat was very much out of repair and I was informed by the Skipper of the boat I also did hear the Skipper and Capt. Phillips mention saying the boat had had beene say that she had damaged Sedall m<sup>ts</sup> of 100<sup>l</sup> by means of heatines

3<sup>d</sup>ly The five man boat was very leaky and I was informed by the Skipper that he was forced to get sedall lines a day to pump her or else she would have sunk