

U. H. p<sup>r</sup>tendeth Right or power, and therefore that Error is humbly  
 Journal supposed to be vshered in, Rather to amuse this Assembly w<sup>th</sup>  
 1659-69 fallasy and vncertainty then vpon any ground of truth Lawe,  
 p. 216 or Reason for the Court gave Judgem<sup>t</sup> as well vpon the view  
 of Abell Snowes booke of acc<sup>t</sup> as severall other papers.

To the second Error the s<sup>d</sup> Gerrard doth positively deny that  
 the hono<sup>ble</sup> Chancellor now being was att the tyme of the  
 judgem<sup>t</sup> or the dismiss of the Court of Chancery in the s<sup>d</sup> Case  
 before menconed, Cheife Judge of the Court of Chancery for  
 th<sup>t</sup> before that tyme or att any tyme since he never was by  
 authority proclaymed as cheife Judge of the Chancery Court  
 or was he reputed or taken soe to be or ever admitted soe to  
 sitt or did he ever that he knoweth thereof assume that place  
 or power as Cheife Judge of that Court But that the Leiv-  
 tenn<sup>t</sup> Generall that now is hath from tyme to tyme by vertue of  
 his Com<sup>on</sup> as he supposeth satt as Judge of that Courte since  
 his Arrivall into this Province, for other ways if itt should be  
 granted that the hono<sup>ble</sup> Leivtenn<sup>t</sup> Generall in Judgem<sup>t</sup> of lawe  
 sitting in the Courte of Chancery be inferiour in place or pre-  
 cedency to the Chancellor were to render the person whome  
 he Representeth, to say the R<sup>t</sup> hono<sup>ble</sup> the Lord Prop<sup>ty</sup> inferior  
 to those w<sup>ch</sup> are subjects vnder his dominion which would  
 seeme strange and incongruous both to lawe & reason. And  
 the s<sup>d</sup> Gerrard doth suppose that the Chancellor is not consti-  
 tuted here in this Province according to the full & ample  
 authority & regulacōn of the lawes and Customes of engld.  
 But by vertue of a com<sup>on</sup> from the Lord Prop<sup>t</sup> of this Province  
 and soe hath not such ample authority as is supposed, but  
 grant itt were soe yett nevertheles the Lord Prop<sup>t</sup> hath not as  
 yett parted with his perticuler authority in that Court for the  
 s<sup>d</sup> Leivtenn<sup>t</sup> Generall doth to this day sitt in Chancery as cheife  
 Judge and all Addresses are made to him & his Councell &  
 soe was itt in Snowes case therefore the second Error cannot  
 howld but is as the s<sup>d</sup> Gerrard supposeth superfluous & imma-  
 teriall

p. 217 - To the third Error the s<sup>d</sup> Gerrard answereth and sayth that  
 what the s<sup>d</sup> Snowe doth principally alledge is false and vntrue  
 for that the Courte was not surprised nor did they give their  
 Judgm<sup>ts</sup> really vpon any Evidence produced before them but  
 vpon the view of the Records of this Province And the comparacōn  
 of Abell Snowes booke of acc<sup>ts</sup> & the s<sup>d</sup> records &  
 papers by which itt did plainely truly & clearly appeare That  
 that Recognizance was satisfiyed in lawe as by the Records of  
 that Court may more plainly appeare the Cobby of which the  
 s<sup>d</sup> def<sup>t</sup> hath heere to produce but grant itt were soe yett never-  
 theless Snowe by his mutuall consent & submission to the  
 Arbitracōn of the board hath concluded himselfe in poynte of