

Liber A. Benjamin Gill plte } The pltes suite being for to haue the
 Gabriell Odgers deft } pōssion of M^r Neales House and Plantacōn
 w^{ch} the defend^t vniustly deteines from him as hee alleadgeth.
 M^r Richard Browne Attorney for the def^t saith the def^t is will-
 ing to deliver vpp the pōssion thereof to the plte at Christmas
 next, onely desires leave to continue there till then for his
 better conveniency of removeing w^{ch} the plte assenting vnto
 It is therevppon ordered that the defendant shall at Christmas
 next deliver vpp vnto the Plaintiffe the possession of the House
 and land in question.

Elias Beach plte } The Complte sueth to bee releived against
 Henry Adams deft } the def^t in an Accōn of trespasse for taking
 away his Boate from his landing place without Leave or licence
 and contrary to his appointm^t and making vse thereof to the
 pltes damage of 500^l of Tob: To w^{ch} the defend^t confesseth the
 taking away of the Boate, but saith the plte was nothing
 damnified thereby, for that hee did but directly crosse the
 Creeke there with and imēdiately returned it againe to the place
 from whence hee tooke it. And that hee conceived hee had
 the pltes leave therevnto, ffor demanding a passage the plte
 tould the def^t hee would Willingly give him passage, but hee
 thought his Boate was Leaky and would not swimme. And
 the pltes Attorney not being able to prove any dammage desires
 respite till the next Court that hee might bee farther instructed
 for that purpose But the defend^t craveth Justice. Where-
 vppon after long debate Thomas Greene Esq^r the p^rsent Gov-
 ernor declareth as followeth That the defend^t ought to bee
 dismissed without day for that the plte was not able to make
 prooffe of any the least part of the p^rtended damages And
 further declareth also that the Cause ought not to bee respited,
 p. 307 for that the defend^t lyeing vnder Arrest these six monethes
 vppon this onely Cause, and the parties by whom the plte
 should prove his p^rtended damage as is alleadged are and haue
 beene still living within one Mile of the plte and within 2 miles
 of the Office and the Court, without ever having them suūoned
 therevnto as hee ought to haue done, and therevppon conceives
 it to bee a meer delay of Justice if such respite should bee
 admitted or granted And also for that the pltes Attorney
 declared openly in Court that the plte himself had never
 pceeded in this Cause against the defend^t had hee not beene
 enticed & Counsellled therevnto by some ill Neighbors about
 him And that withall the Reference desired was soe desired
 by the plte onely that the Cause might bee tryed by another
 Judge, as by oath of the pltes Attorney doth appeare Which
 to admitt of will not onely bee a wilfull delay of Justice but also
 secretly to admitt a corrupcōn in the p^rsent Judge much to the