

315

ordered that the said Benjamin pay him two hundred
and seventy five pounds of Tobacco for eleven days
attendance on this court according to law.

On the motion of Benjamin Spivey a witness for Rich.
Bond, against Benjamin Williams ordered that the s^d
Richard pay him one hundred and fifty pounds of
Tobacco for six days attendance on this court accord-
ing to law.

On the motion of Richard Bond a witness for John
Allen against Benjamin Williams ordered that the
said John pay him two hundred and fifty pounds of
Tobacco.

Present Henry Taylor
Absent Mr. Jones.

John Atkinson & David Mason p^{rs} } In Chancery
Titus Kerr. ²³ S^t.

This cause was this day
heard on the Bill of the plaintiffs the answers of the defts.
the depositions and arguments of the council on both
sides whereupon the deposition taken in this cause was
objected to by the defendants council alleging that
he was interested in the event of this suit and by the
court the said deposition was disallowed but as the
substance of the deposition of John Stewart is alleged
to be contain'd in the said Masons the court directed
the said Masons deposition to be read but no further
than as the same is referred to by the said Stewart
and thereupon it is the courts opinion that the
same be enjoind not to proceed to issue on his Judge-
ments until the plaintiff may have sustain'd by
means of the sale of Shannah in the Bill mentioned
which damages are to be enquired of by a Jury
to be impanelled at the next court.

Present Mr. Jones

Ordered that the court be adjourned till the
court in course

Mr. Jones