April Term 1763

And Cross so aforesaid and in rendering the Judgment aforesaid appearing to Annulled and held for naught and that a new Tryal for this Cause to be had, And thereupon the said Cause is Continued until next Court

At which said next Court Held the Twelfth day of April Anno Domini 1763 Came again as well the said Dugal Buchanan & Company by their Attorney aforesaid as the said William McPherson by his Attorney aforesaid And the said Dugal Buchanan & Company by their Attorney aforesaid & for themselves against the said William McPherson ready for Tryal of and upon the premisses aforesaid Nevertheless the aforesaid William McPherson by his Attorney aforesaid & relinquishing the Issue in the above by him pretended Saith that he cannot Deny the Action aforesaid of them the said Dugal Buchanan & Company nor but that he Owes unto the said Dugal Buchanan and Company the Sums of Fifteen Thousand three hundred and ninety pounds of Casp. Tobacco their Debt aforesaid as also two hundred and Sixty three pounds of Tobacco Damages by Occasion of the Detention of that Debt Costs their Damages Cost & Charges laid out and Expended in prosecuting their Appeal to the Provincial Court

Therefore it is Considered by the Justices that the said Dugal Buchanan and Company Recover against the said William McPherson as well the Sum of Fifteen Thousand three hundred and ninety pounds of Tobacco their Debt aforesaid as the Sum Two hundred and Sixty three pounds of Tobacco their Damages aforesaid in form aforesaid Sustained as also the Sum of

£19 15s 10d

pounds of Tobacco to them the said Dugal Buchanan & Company of their assent by the Court here adjudged as well for their Damages which they had by Occasion of the Detention of the Debt aforesaid as for their Costs and Charges by them about their Suit in this behalf laid out and Expended and the said Defendant in Mercy &c. Memo. The Plaintiffs agree to Stay Execution for the Debt Damages and Costs aforesaid until the fifteenth day of June next

Test Reverdy Ghiselin Clk