William Draper & Thomas Ellis agt John Barnes

John Barnes late of Dorchester County Innholder Otherwise called John Barnes of the City of St Mary's in the Province of Maryland was summoned to answer unto William Draper and Thomas Ellis of London Merchants of a plea that he render unto them the sum and just quantity of Three thousand Nine hundred and fourteene pounds of good sound Merchantable Tobacco & Cask wch to them he owth & unjustly detaineth &c.

And whereupon the said William Draper and Thomas Ellis by George Barker their Attorney say that whereas the said John Barnes upon the fourth day of July Anno Dom One thousand six hundred fourty eight By his Bond or writing obligatory sealed with the seale of him the said John Barnes, and here in Court produced whose date is the day and yeare above written Did acknowledge and stand justly indebted unto Mr William Draper and Mr Thomas Ellis of London Merchants in the sum and just quantity of Three thousand nine hundred & fourteene pounds of good sound Merchantable Tobacco and Cask to be paid to the said Mr William Draper and Mr Thomas Ellis or either of them their or either of their heirs Executors Adm^rs or assigns at some convenient place in Anne Arundell County not exceeding half a Mile from the water side, to their Attorney or Attorneys duly to be sued for the said Bond Did bind himselfe his heirs Executors and Adm^rs firmly by those presents. Nevertheless the said John Barnes the said sum and just quantity of Three thousand Nine hundred and fourteene pounds of Tobacco to the said William Draper and Thomas Ellis or to either of them hath not paid or satisfied Although often thereunto required, but the same to pay hitherto hath & still doth denye. Whereupon they the said William Draper and Thomas Ellis say they are damnified to their losse to the value of five thousand pounds of Tobacco. And thereupon they bring their Suit.

And the said John Barnes by Joshua Hall his Attorney comes and defends the force and injury when &c and prayeth Liberty to imparle hereunto until this term and Jury when &c and the said William Draper and Thomas Ellis doe grant unto him the said day is given to the said parties Liberty.

Now heere at this Day to wit the Eighteenth day of November in the sixth yeare of the Dominion of the Right Honble Charles Lord Baltimore Anno Dom 1681 came the said William Draper and Thomas Ellis by their Attorney aforesaid and offered themselves against the said John Barnes in the aforesaid and offered themselves against the said John Barnes in the plea aforesaid, but the said John Barnes came not but made default. Therefore it is considered by the Court here that the said William Draper & Thomas Ellis recover against the said John Barnes the aforesaid sum of Three thousand Nine hundred and fourteene pounds of Tobacco & Cask Doth as also the sum of Nine hundred and fourty — — — pounds of Tobacco for Costs of Suit, and the said Defendant in Mercy &c.

John Shrigley agt John Sallard

(In Grten) John Sallard late of Anne Arundell County in the province of Maryland Planter was attached to answer unto John Shrigley of the same County Cooper of a plea wherefore by force and Armes into all that parcell of land called Thomas Mount lying in the County of Anne Arundell on the west side of the Severn River

(Cont)

Neither head of land formerly laid out unto Samuel Chew and unto Edward Carter & Francis Holland To be holden of the Manor of St Mary's Containing Three hundred and fifty Acres more or less Together with all houses Edifices buildings Gardens Stables Orchards, and all other the premisses with the appurtenances to the said parcell of land belonging or in any wise appertaining wth Richard Wells of the County aforesaid Shipwright & Mary his wife daughter and heire of Thomas Martin deceased in right of the said Mary to him the said John Shrigley for a Term wch is not yet past two Thousand years, and him the said John Shrigley from his Farme aforesaid Dis Gists, and other harmes to him did To the great Damage of him the said John Shrigley and against the Lords peace &c.

And thereupon the said John Shrigley by George Barker his Attorney says that whereas the said Richard Wells and Mary his wife Daughter and heire of the said Thomas Martin deceased Upon the fourth day of June in the sixth yeare of the Dominion of the Right Honble Charles absolute Lord and Proprietary of the Province of Maryland and Avalon Lord Baron of Baltimore by Anno Dom 1681 at Severn Creeke in Anne Arundell County Did Demise to the said John Shrigley all that the said parcell of land called Thomas Mount lying in Anne Arundell County On the west side of the Severn Creeke at the head of land formerly laid out unto Samuel Chew and Edward Carter & Francis Holland containing three hundred and fifty Acres more or less To be holden of the Manor of St Mary's Together with all houses Edifices buildings Gardens Stables Orchards & all other the premisses with the appurtenances to the said parcell of land belonging or in any wise appertaining, To have & to hold the said parcell of land Edifices buildings gardens Stables Orchards and all other the premisses with the appurtenances to the same belonging to him the said John Shrigley and his assigns from the said Feast and Twentyeth day of June aforesaid for and During and unto the full end and Term of three years from thence next ensuing & fully to be Compleat and ended By vertue of wch said Demise the said John Shrigley into the said parcell of land houses Edifices buildings and premisses with the appurtenances Entered and was thereof possessed, and being so thereof possessed the said John Goldsborough afterwards Viz to wit the Twentyeth day of July in the year of our Lord God 1681 into the said parcell of land houses Edifices buildings & premisses aforesaid with their appurtenances wth the said Richard Wells and Mary his wife to him the said John Shrigley in manner and form aforesaid made Demised for the term aforesaid wch is not yet past Entire and him the said John Shrigley from his farme aforesaid Did Gist and other harmes to him Did to the great damage of the said John Shrigley and against the Lords peace &c. And he the said John saith that he the said Defendant ought to have and hath Costs to the value of Twenty thousand pounds of Tobacco. And thereupon he brings his Suit.

Unless the Defendant Appear in Person or by some other Attorney for the next Provincial Court, appeare to this Declaration, and make him an Honorable Defence thereunto and &c