William Digges Esqr Plon
agt
Edward Ostin
dec

William Dixon and Elizabeth his wife William Sharpe and Thomas Taylor Exors of the last will and Testamt of Wmlock Christeson dec were arrested to answer unto William Digges Esqr Plon of the goods and Estate of Edward Ostin late of the Island of Barbados gentleman dec of a plea of trespasse &c

And Whereupon the said William Digges by Robert Carvile his Attorney complaineth that the said Edward Ostin liveing formerly (to wit) in the yeare of our Lord 1667 contracted an intimate familiarity & acquaintance with the said Wmlock Christeson then residing at the Island of Barbados aforesaid, and intending to bargaine and trade with him and converse into this Province whither the said Wmlock was then bound the said Edward did upon the twenty day of November in the said yeare of our Lord 1667 Shipp on good order and well conditioned upon the Voyage called the Hopewell whereof was Master for that present voyage one George Joy and then riding at Anchor in the Road at Barbados, five Negro men and one Negro Youth named Ned Toby & Jack, to be delivered in the like good order and well conditioned at the port of Patuxent River in Maryland (the Dangers of the Sea and mortality excepted) unto the said Wmlock Christeson or his assigns, Freight for the said Negroes to be paid at Barbados at 400 of Muscovado Sugar p head, In consideration whereof the said Wmlock Christeson did then and there assume upon himself and to the said Edward Ostin faithfully promise that if the said Negroes should arrive alive and safe at the aforesaid port of Maryland that the said Wmlock would receive them for the said Edward Ostins prop account and keep them till he further order or make satisfaccon for the same or the produce thereof when he should be thereunto requested, And the said William Digges in fact saith that the said Wmlock did shortly after shortly after safely arrive at the port of Maryland, and the said Wmlock Christeson did receive the said three Negroes alive and safe and in good condition and the same Negroes hath since sold and disposed of at his will and pleasure, Yett Notwithstanding the said Wmlock his promise and Assumption soe as aforesaid made little regarding, but craftily and fraudulently intending him the said Edward Ostin of the said hired Negroes soe to him consigned as aforesaid to defeate and defraud, the said said Wmlock in his Life time now late of the said William Dixon and Elizabeth his wife William Sharpe and Thomas Taylor or any of them since the death of him the said Edward Ostin in the life time or to the said William Digges since the death have made or rendered any account or any satisfaccon for the said hired Negroes or the produce thereof though often thereunto requested, but for the same to pay and satisfy have hitherto denyed and refused and still doth denye and refuse to the damage of the said William Digges Thirty thousand pounds of tobacco And thereupon he bringeth his suite &c And he bringeth into Court here his Letters of Administracon by which may appeare he so &c. &c.

And the said William Dixon and Elizabeth his wife William Sharpe and Thomas Taylor by Christian Christeson their Attorney come and defend the force and injury when &c and pray he leave to imparle hereunto next Court Itt is granted unto them the same day to give to the pltt Ch[ristian]

Att

Att the said Provincial Court (to wit) this thirteenth day of October in the seventh yeare of the Dominion of the Right Hon[ble] Charles Lord Baltimore &c Anno Dom 1682 came the said parties by their Attorneys aforesaid And the said defts by their said Attorney say that the said Wmlock did not assume and promise in manner & forme as the said plt above against him in the Declaracon hath complained And of this they put themselves upon the Country, And the pltt also.

Whereupon the Court aforesaid commanded the Sheriffe of St Maries County that he cause to come hither before the Governor & Councell of this Province aforesaid on the Second day of October aforesaid in this yeare aforesaid came the said parties by their Attorneys aforesaid And the aforesaid Jurymen whose names were returned by the Sheriffe aforesaid (to wit) Symon Wilmer, Henry Mitchell, Francis Guerrerick, George Hodgson, James Phillips, Richard Hand, Edward Ground, John Hayward, John Miller, John Allcock, Samuel Rogers, & Robert Guerrerick, Who being called tried and sworne to say the truth in the premisses upon their Oathes did say, that the said Wmlock Christeson did assume upon himself and make such promise as the said plt above against him in the Declaracon hath complained, & for their Verdict did say that the said plt was damaged by him sustained by occasion of the premisses to the value of Two thousand pounds of tobacco, & for their damages by him sustained by occasion thereof did not allow to this Court here what damages he hath sustained by occasion thereof & therefore ordered that a writt of Inquiry of damages issue at the next Provincial Court.

Att a Provincial Court (to wit) this second Day of Aprill in the Eighth yeare of the Dominion of the Right Hon[ble] Charles Lord Baltimore &c Anno Dom 1683 came the parties aforesaid by their Attorneys aforesaid And it was commanded the Sheriffe of St Maries County that he cause to come here Twelve good and Lawfull men of the Baliwick well and lawfully to enquire what damages the said plt hath sustained by occasion of the premisses aforesaid, And thereupon came a Jury of twelve good and Lawfull men by the said Sheriffe for that purpose summoned and impannelled Who being called tried & sworne to say the truth in the premisses Upon their Oathes doe say, That the said plt hath sustained damages for the price and use of the Negroes the quantity of Two thousand pounds of tobacco, Whereupon the Jurors aforesaid being read and heard the Defts by their Attorney aforesaid moved in arrest of Judgment & prayed Day untill this next Provincial Court to assigne the reasons thereof, Which it was granted by the Court here And the same day was given to the [illegible]

Now heere at this day (to wit) this Eight and twenty-th day of June in the yeare aforesaid came the said plt by the Attorney aforesaid and the said defts by their Attorney aforesaid against the said defts in this plea aforesaid, but the said defts to assigne their reasons to arrest Judgment upon the verdict of the Jurors aforesaid came not. It is therefore considered by this Court here that the said William Digges Esqr do as aforesaid Recover against the said William Dixon and Elizabeth his wife William Sharpe & Thomas Taylor Exors &c as aforesaid & Assett the aforesaid Summe of Two thousand pounds of tobacco Damages by the Jurors aforesaid in forme aforesaid assessed, as also the Summe of pounds of tobacco for costs of suite, And the said Defendants in mercy &c

John Parsons agt Alexand[r] Dunett

Alexander Dunett of Dorchester County Marriner was summoned to answer unto John Parsons of a plea that he render unto him the reasonable account of the time he was the receiver of the servants goods & tobacco of him the said John Parsons, & why to him he render he ought

And