horses Afterwards (That is to say) the Twenty-fifth day of October aforesaid to the hands and possession of the said Owen by finding same, Notwithstanding the said Owen knowing the three horses aforesaid to be the proper horses of the said James and to the said James of right to belong and appertaine Craftily and fraudulently intruding the said James in that behalfe craftily and subtilly to deceive and defraud the said three horses to the said James though often thereunto required hath not delivered, but the said three horses aforesaid Afterwards (That is to say) the first day of November in the yeare aforesaid at Westmorett in Charles County aforesaid to the poore use and proofe convicted and disposed to the Look of the said James from thence and pounds of tobacco, And thereupon he brought his Suite

And the said Owen Newman by Thomas Bunford his Attorney comes and defends the force and injury when &c and prayth Liberty to imparle thereunto untill next Provinciall Court And it is granted unto him And the said day is given to both parties likewise

At which said next Provinciall Court to wit) the third day of July in the Eighth yeare of the Dominion of the Right Honble Charles Lord Baltimore &c Anno Domini 1683: came the said parties by their Attorneys aforesaid And the said Owen Newman by his said Attorney saith that he is not guilty of the premisses above by the plt imposed upon him in manner and forme as the said plt above in his Declaration hath complained against him And of this he puts himselfe upon the Country, And the Defendant likewise

It is therefore commanded the Sheriffe of St Maries County that he cause to come here twelve good by whome &c and who neither &c to be sworne &c Speciall &c

Upon which said third day of July in the yeare aforesaid come the said parties by their Attorneys aforesaid and the Jurors impanelled being called likewise came (to wit) Christian Green James Kingold, Mark Cordea, Samuell Hatton, Thomas Sickes, Humphrey Jones, Edward Ward, Richard Cotton, Bryan Daily, John Smith, William Rowell, Thomas Simpson, Who being sworne and sworne to say the truth in the premisses Upon their Oaths do say That the said Owen Newman is not guilty of the premisses above by the plt imposed upon him in manner and forme as the said plt hath above declared against him, It is therefore considered by the Court here that the said James Miller take nothing by his writ aforesaid but be in mercy for his false clayme &c And that the said Owen Newman goe hence without day. And that the said Owen Newman recover against the said James Miller the sume of One thousand two hundred eighty and two pounds of tobacco for his costs and charges by him about his defence in this behalfe laid out and expended, And the said Owen may have thereof Execution

John Lewellin agt John Worth — The defendant by Jenelm Chesholm his Attorney appeareth and imparleth untill the next Provinciall Court

Abraham Hooke agt Stephen Murty

Stephen Murty late of St Maries County gentleman was attached to answer unto Abraham Hooke of a plea of trespass &c

And whereupon the said Abraham Hooke by Anthony Underwood his Attorney complaineth That whereas the said Stephen the ninth day of November 1682 was indebted to the said Abraham the sume of Five thousand forty eight pounds of tobacco for so much the Abraham the sume of Hooke for one Samuell Jefferson, In consideracon whereof Assumed to pay to the said Hooke for one Samuell Jefferson, In consideracon whereof the said Stephen did assume upon himselfe and to the said Abraham did then and there faithfully promise That he the said Stephen from the said Abraham the said sume of Five thousand forty eight pounds of tobacco when he should be thereunto required would well and truly content and pay, Yett nevertheless the said Stephen his promise and assumption to the said Abraham so as aforesaid made little regarding but craftily and fraudulently intending him the said Abraham to defraud & deceive the said sume of Five thousand forty eight pounds of tobacco according to the tenor of his promise and Assumption aforesaid hath not paid although the said Stephen to doe the same hath been thereunto required (to wit) the twenty-fifth day of March at Newtowne Anno Domi 1682 aforesaid in St Maries County aforesaid, but the same to pay hath denied and still doth deny to the damage of the said Abraham Five thousand pounds of tobacco And thereupon he brought his Suite

Memorandum (That this day (to wit) the Eighth day of June Anno Domi One thousand six hundred eighty three Before me Henry Darnall Esq One of the Justices of this Provinciall Court At the City of St Maries personally appeared Stephen Murty above named in this proposition and did consent that Judgment should pass against him for the said sume of Five thousand forty eight pounds of tobacco this debt aforesaid as also the sume of Five hundred and fifty pounds of tobacco costs of suite in this behalfe expended Provided that Execution of this same Judgment doe Cease untill the sixth day of October now next ensuing

Stephen Murty

Taken and acknowledged before me the day and yeare above Henry Darnall

The above Judgment was by the above named Henry Darnall Esq on the sixth day of June aforesaid Delivered into Court and ordered to be recorded And it is ordered by the Court here that Execution thereupon issue against the said Stephen Murty after the sixth day of October next ensuing —

Mr Tho Copley

The Executors of John Price dec agt Thomas Gerrard & Ann his wife Admrix with the will annexed of the Honble Benjamin Rozer Esq late of the hono Deceased — — — — —

This action by consent of the Attorneys of both sides is continued untill ye next Provinciall Court

James Miller Who as well &c agt Thomas Reale — — —

Neither plt nor defendant appearing in this cause yett it is ordered by the Court that this cause be stricken of the Docquett

Edward English — — agt Richard Hammonds — —

Ordered by the Court by consent of ye plts and defts and their Attorneys that this cause peremptorily come to tryall next Court or in default thereof by the plts a Nonsuit shall be awarded against him, & in default thereof by the defendants Judgment shall pass against him