John Welch
agt
Michael Miller

Michael Miller late of Kent County was summoned to answer unto John Welch of the County of Anne Arrundell gentl of a plea that he render unto him the full and just sume of Foure thousand pounds of good sound Merchantable tobacco and cask Wte to him he owe[th] and unjustly detaineth

And Whereupon the said John Welch by Thomas Bland his Attorney saith that Whereas the said Michael Miller and John Baker of the Cty of St Maries Gentleman upon the Eight and twentieth day of June 1683. by their certaine writing obligatory sealed with their seales and here in Court produced which dated the day and yeare above written Did acknowledge themselves to owe and stand indebted unto John Welch of the County of Anne Arrundell gentl in the full and just summe of Foure thousand pounds of good sound Merchantable leafe Tobacco and cask the same to be paid to the said Welch his Exec adm or Lawfull Attorney; To the true performance whereof they bound themselves and either of them by himselfe their and either of their heires Executors & adm for the whole and in the whole jointly and severally, And notwithstanding the said John Welch hath often demanded the said foure thousand pounds of tobacco yet hath not the said Miller nor Baker nor any of them paid the said foure thousand pounds of tobacco nor any parte thereof, but the same doe refuse to pay to the damage of the said John Welch Eight thousand pounds of tobacco And thereupon he brings his suit.

And the said Michael Miller by Kenelm Cheseldyne his Attorney comes & defends the force and injury when &c and prayes the hearing of the condition of the said writing obligatory and it is read unto him in these words viz, The condition of the above written obligation is such that if the above bounden Michael Miller and John Baker or either of them their or either of their heires Executors or Adm or assigns shall well and truely pay or cause to be paid unto the above named John Welch his Executors Adm or assigns the full and just summe of Two thousand pounds of good sound Merchantable tobacco with cask the same to be paid or found convenient place in Anne Arrundell County aforesaid upon demand then this present Obligation to be voyd or else to remaine in full force and vertue

Now here at this day to wit) the ninth day of November in the Eighth yeare of the Dominion of the Right honble Charles Lord Baltimore &c Annoq Domini 1683 came as well the said John Welch by his Attorney aforesaid as the said Michael Miller by himselfe in his proper person and the said Michael saith that he cannot gainsay the action aforesaid of the aforesaid John Welch in manner aforesaid brought against him but that he owe to the said Michael the said summe of Two thousand pounds of tobacco in the condition of the bond or writing obligatory aforesaid mentioned and that he cannot deny that judgment past against him for the same, It is therefore considered by the Court here that the said John Welch recover against the said Michael Miller and the aforesaid summe of two thousand pounds of tobacco the debt aforesaid and also the summe of Six hundred Twenty Seaven pounds of tobacco for costs of suite, And the said Defendant in mercy &c

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Thomas Bland
agt
Michael Miller

Michael Miller late of Kent County gentl was summoned to answer unto Thomas Bland of the County of Anne Arrundell gentl one of the Attorneys of this Court according to ye Liberties & priviledges allowed ye

Of a plea that he render unto him the full summe and just quantity of Eighteene thousand pounds of good sound Merchantable Leafe tobacco with cask fit to hold the same to him he owe[th] and unjustly detaineth

And Whereupon the said Thomas Bland in his proper person saith That Whereas the said Michael Miller and Edward Inglish of the County of Calvert gentl upon the twenty day of March 1683 by their certaine writing obligatory sealed with their seales and herein Court produced which dated the day and yeare above written did acknowledge themselves to owe and stand justly indebted unto Thomas Bland of the County of Anne Arrundell gentl in the full summe and just quantity of Eighteene thousand pounds of good sound Merchantable leafe tobacco with cask to containe the same, To be paid to the said Bland his Executors Adm or Lawfull Attorney; To the true performance whereof they bound themselves and either of them by themselves their and either of their heires Executors and Adm for the whole and in the whole jointly and severally, And notwithstanding the said Thomas Bland hath often demanded the said Eighteene thousand pounds of tobacco yet hath not the said Miller nor Inglish nor any of them paid the said Eighteene thousand pounds of tobacco nor any parte thereof but the same doe refuse to pay; To the Damage of the said Thomas Bland thirty thousand pounds of tobacco, And thereupon he brings his suit.

And the said Michael Miller by Kenelm Cheseldyne his Attorney comes & defends the force and injury when &c and prayes the hearing of the condition of the said writing obligatory & it is read unto him in these words viz, The condition of the above written obligation is such that if the above bounden Michael Miller and Edward Inglish or either of them their or either of their heires Executors or adm shall well and truely pay or cause to be paid into the above named Thomas Bland his Executors Adm or assigns the full & just quantity of Nine thousand one hundred and ninety six pounds of tobacco the same to be good sound and Merchantable Weight cask to containe the same in Calvert County aforesaid then this present obligation to be voyd and of none effect or else to be and remaine in full force and vertue.

Now here at this day to wit) the ninth day of November in the Eighth yeare of the Dominion of the Right honble Charles Lord Baltimore &c Annoq Domini 1683 came as well the said Thomas Bland as the said Michael Miller in their proper person and the said Michael saith that he cannot Gainsay the action aforesaid of the aforesaid Thomas Bland in manner aforesaid against him brought, nor but that he owe[th] unto the said Thomas Bland the aforesaid summe of Eighteene thousand pounds of tobacco in the writing obligatory aforesaid mentioned, and that the said Michael consideth that judgment pass against him for the same provided that execution thereof may not issue until the first day of January now next ensueing, It is therefore considered by the Court here that the said Thomas Bland recover against the said Michael Miller as well the aforesaid summe of Eighteene thousand pounds of Tobacco the debt aforesaid as also the summe of Six hundred Twenty Seaven pounds of tobacco for costs of suite, and that execution thereof be prayed until the first day of January next, And then the said defendant in mercy &c

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Thomas Barker
agt
James Cloyland

It is ordered by the Court that this Cause come to tryal all at the next Provincial Court, or that in default thereof by the plt a Nonsuit be awarded against him, or in default thereof by the defendant judgment be awarded against him, & if neither plt nor defendant appear that this Cause to be struck of the Docquet, Therefore this Cause is continued untill next Provincial Court.