of Assembly but is conditioned for payment of the summe of fifteene thousand
pounds of tobacco in Hogshead Rigor which is within the condition of his
procuring and Court ad by the condition of the said writing obligatory) apparently
And the matter in Question not being a issue upon the said bond or
writing obligatory) it cannot appeare to this Court till issue be joyned and
a Jury impannelled to try matter of fact upon the examination of the Evidence
whether the said bond be sufficiently proved or not which will be apparent
in their tryall and before which time the plea are not by law compellable
to declare their Evidence touching the said writing obligatory which
this they are ready to aver wherefore for want of a sufficient answer
of the aforesaid John in that behalfe they the said William & Richard
pray Judgement and their dest with Cost of Suite to be adjudged unto
them — Wudwood p. pltff — Hoyle in Demurrer for: partie

Wherepon it is considered by the Court here this sixth day of
October aforesaid That the said pltff ought not to be barred of his Ac-
cion aforesaid for any thing in the aforesaid plea alledged And it is
further considered That the said William Wood and Richard Crump
Recover against the said John Woodward ffourty the summe of one
hundred pounds of lawfull money of England the debt aforesaid in the
aforesaid obligation mentioned as also the summe of eight hundred forty
Nine pounds of Tobacco Cost of Suite And the Debt in Mercy &c. —

G: Vansweringen ag. Vincent Lowe Esq.r } Maryland ss.

Garrett Vansweringen Complaineth against the hono.ble Vincent Lowe Esq.r
one of the Justices of this Court of a plea of Trespass upon the Case

And whereupon the said Garrot by Robert Carvile his Attorney saith That
whereas the said Vincent upon the first day of September in the yeare of
our Lord 1682 at the City of St. Marie Stood justly indebted unto the said Gar-
rett in the full and just summe of ffourty thousand one hundred and fifty
pounds of Tobacco for severall goods and Comodities by him the said Garrot
to him the said Vincent sold and delivered, for the said Vincent in Consideration
thereof did then and there assume upon him the said and to the said Garrot
faithfully promise that he the said Vincent the said summe of 4160.lb of tobacco
to him the said Garrot would well and truely content and pay when he
should be thereunto requested. Yet notwithstanding the said Vincent though
often afterwards that is to say the first day of March in the said yeare 1682
at St. Marie aforesaid he was thereunto requested the said 4160.lb tobacco to him
the said Garrot hath not payd or satisfied but the same to pay doth deny
to the damage of the said Garrot 6000.lb tobacco And therefore he
brings his Suite — And the said Vincent Lowe his Attorney comes & defends
the force and Injury &c. and prayeth liberty to imparle herein but that
provincall Court The same day is given to the pltff also — Now here at this
day to wit the sixth day of October in the Ninth yeare of the dominion of
Charles &c. Annoq. Dni 1684 came the said parties by their Attorneys &c. in
aforesaid And the said Griffith Hood saith he is not in formed of any
thing in bar or abeyance of the action aforesaid whereupon it is considered
by the Court here That the said Garrot Vansweringen Recover against the
said Vincent Lowe Esq.r the summe of ffourty thousand one hundred and
fifty pounds of Tobacco damages occasioned by the Trespass aforesaid
as also the summe of fifteen hundred and forty pounds of Tobacco Cost of Suite
And the Debt in Mercy &c. —

Stevard Slye ag. John Baker } Maryland ss.

John Baker late of St. Marie County otherwise called John Baker of St. Marie in
County the holder was summoned to answer unto Edward Slye in a plea that
the holder to him the summe of Eight hundred and forty Nine pounds
& Eight pounds of Tobacco in Cask which to him he owe & unjustly &c.
detaineth —.

And whereupon the said Edward Slye by Nehemiah Blakiston his Attorney saith
That whereas the said John Baker upon the fourth day of July Anno Dni 1683 —
by his certaine bond or writing obligatory sealed with the seale of him the
said John Baker and here in Court produced whose date is the day and yeare
aforesaid did confesse himselfe & earnestly to be holden firmly bounden
unto the said Edward Slye in the summe of Eight hundred thousand five hundred
Ninety and eight pounds of Tobacco of good sound merchantable tobacco &
Cased to be paid unto the said Edward Slye or to his certaine Attorney his order &c.
admr.s or assigns to the which payment well & truely to be made the said
John Baker did bind himselfe his heires executors & admr.s firmly by these
presents Yet notwithstanding the said John Baker the said summe of 18098.
of Tobacco to him the said Edward Slye according to the tenour of the said
bond though often thereunto requested hath not payd or satisfied but the
same to pay hath hitherto & still doth deny & refuse to the damage of the
said Edward Slye Ninety six thousand pounds of Tobacco and therefore
brings his Suite

And the said John Baker by Robert Ridgeley his Attorney comes &
defends the force & injury when &c. and prayeth the hearing of the
writing obligatory and it is read unto him he also prayeth the hearing of
the Condition of the said writing obligatory and it is read unto him in
these words, The Condition of this obligation is such That if the above
bounden John Baker his heires Executors or administrators shall and do
well and truely pay or cause to be payd unto the above named Edward Slye
his Executors admr.s or assigns the full & just summe of Nine thousand
three hundred forty and Nine pounds of good sound Merchantable
Tobacco in Cases at or upon the Tenth day of October next ensuing the
date hereof convenient for shipping in St. Maries County without fraud
or fruitlessness delay Then this obligation to be void and of none effect or else
to be and remain in full force and vertue —

And the said John Baker by his Attorney aforesaid also prayeth liberty to
imparle herein unto this the next provincial Court and it is granted unto
him The same day is given to the pltff also —

Now here at this day to wit the Third day of October in the Ninth yeare
of the dominion of Charles &c. Annoq. Dni 1684 came the said parties by their Attorneys aforesd.
and the said Robert Ridgeley saith he is not informed of any thing in
bar or abeyance of the action aforesaid whereupon it is considered by the
Court here That the said Edward Slye Recover against the said John Baker
the summe of Eight thousand five hundred Ninety and eight
pounds of Tobacco the debt aforesaid as also the summe of six hundred
sixty six — pounds of Tobacco Cost of Suite And the Debt in Mercy &c. /

Edward Slye ag. ffrancis Atterson } Maryland ss.

ffrancis Atterson late of St. Marie County otherwise called ffrancis
Atterson of St. Marie City the holder was summoned to answer unto Edward
Slye of a plea That he render unto him the summe of one thousand Nine
hundred thirty and foure pounds of Tobacco which to him he owe and
from him unjustly detaineth —

And whereupon the said Edward Slye by Mr. Blakiston his Attorney saith
That whereas the said ffrancis the 30.th day of June Anno Dni 1683 by his
certaine bill obligatory sealed with the seale of him the said ffrancis and
here in Court produced whose date is the same day and yeare aforesaid did bind
himselfe his heires ex.tors & admr.s to pay or cause to be payd unto Edward Slye
of St. Marie County Merchant his Executors admr.s or assigns the full summe of
one thousand Nine hundred thirty and foure pounds of good sound Merchantable
tobacco and Cases convenient for shipping in St. Marie County at or upon the
Tenth day of October next ensuing the date hereof Notwithstanding which
the said ffrancis Atterson the sd 1934.lb of Tobacco according to the tenor