the said Edward Ffield and Edward Cole the Sume of Four hundred pounds of Marchantable tobacco and the fourth part of the Charges they should bee at in apprehending taking up of the said runaway Servants and bringing back to the said James, and in case he charged of the said James Martyne Servant called by the name of Darby Kaine to take up and bring him back again to him the said James should amount to above the Sume of three thousand pounds of tobacco, would give Leave and authority to them to Sell and dispose of the same the said Edward Ffield and Edward Cole a Sume upon themselves and to the said James Martin did faithfully promise that if they the said Edward Ffield and Edward Cole did find out and apprehend the said Servant called Darby Kaine that the charges they should bee at in taking up and bringing back again did not extend the Sume of three thousand pounds of tobacco aforesaid that then they would bring back and deliver the said Servant to the custody of the said James, and in case the said Servant charges did extend the Sume aforesaid, and that they Sold him that then they would what they Sold him for pay the same unto the said James And the said James in fact Sayth that they the said Edward Ffield and Edward Cole did with the rest of the said Servants apprehend and take up the said Darby Kaine the said Servt and that the charges expended about the same was Less then the Sume of three thousand pounds of tobacco being not more then four hundred pounds of tobacco and further Saith that upon delivery of the said Servant to the said James was always ready to pay the said four hundred pounds of tobacco and four shillings the fourth part of the charges aforesaid, And in case the charges had extended three thousand pounds of tobacco did give them authority to Sell the same and was contrite with the pay they Sold him for Notwithstanding the said Edward Cole and Edward Ffield their promise and assumpcon wickedly but fraudulently intending him the said James of the said Servant to defraud and defraud after the taking up the said Servant did not bring him back to him the said James though often required but did Sell and dispose of the same having four years and One half to Serve by the Laws of the Country contrary to their promise and agreement nor

nor did they pay him for the same what they Sold him for to the damage of the said James Ten thousand pounds of tobacco and thereupon he brings his Suite/

And the said Edward Ffield and Edward Cole by William Dent their Attorny come and defend the force and injury when &c and pray Leave to imparle hereunto until next Court and it is granted unto them the same day is given to the Plt Likewise/

Now here at this day to wit the Eleventh day of October in the fifth year of their Majesties reign came the said parties by their Attorneys aforesaid And the said Edward Ffield and Edward Cole say that they did not assume upon themselves in manner and form as the Plaintiffe in his Declaracon against them have complained and of this they put themselves upon the Country — And the Plaintiffe also —

Therefore it is Commanded the Sheriffe that he immediately cause to come here Twelve &c by whom &c and who neither &c to Recognize &c

Afterwards to wit the same day and year came again the said parties by their Attorneys aforesaid And the Jurors impannelled being called came to wit James Round Mathew Scarbrough Capt Henry Smith Peter Dent, Michael Tubb, Capt John Ruig Edmond Howard, Thomas Jones, Clayborne Lomax, Thomas Whittaby Henry Smith, and Edward Swaluam who being Elected tryed and Sworne to say the truth in the premisses upon their oath do say We of the Jury find for the Plaintiffe Three thousand Seven hundred pounds of tobacco damages.

Whereupon it is Considered by the Justices here that the said James Martin recover against the said Edward Ffield and Edward Cole the Sume of Three thousand Seven hundred pounds of tobacco damages occasioned by the Trespass aforesaid together with pounds of tobacco for Costs of Suite and the said Defendants in Mercy &c

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Dran Cock Plt } Maryland.
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Nath Hilling } Nathaniel Hilling late of Calle County Planter was attached to answer unto Dran Cock of a plea of Trespass upon the case/

And whereupon the said Dran Cock by William Dent his Attorny complaineth that whereas the said Nathaniel the Three and twenty day of June in the year of our Lord 1692 at Calle

County