Comes not but makes default nor does he further prosecute his writt in the plea aff. at the said Dis. Boteler &c

Therefore it is Considered by the Justices here the 11th day of Sept. Anno Dni 1716 aff. that the Jonathan Howard and his pledges of prosecuting be in Mercy &c and that Jonathan of the Pledges be sought for &c and that the Dis. Boteler go thereof without day — And also it is Considered by the Justices here that the said Dis. Boteler recover against the said Jonathan Howard the sume of pounds of Tobacco by the Court here adjudged unto him for his Costs and Charges by him about his defence in this behalf laid out & expended according to the forme of the statute &c —

IB. Thomas Bordley . . . } Maryland ss: Robert Hall late of Prince George County Gent. was attached to answer unto Thomas Bordley of a plea of Trespass upon the Cases —

And whereupon the Same Thomas Bordley by William Bladen his attorney Complains that whereas the aff. Robert Hall the Sixteenth day of June Anno Domini Seventeen hundred and twelve at Anne Arundell County was indebted unto the Same Plts. in the Sume of Seventy five thousand pounds of Tob.co being for so much tobacco by the aff. Robert Hall of Severall persons to the use of the said Thomas Bordley before that time had and received and being so thereof indebted the aff. Robert in Consid.n thereof upon himself assumed and to the said Thomas the aff. Sixteenth day of June Anno Dom. Seventeen hundred and twelve at Ann. County aff. faithfully promised that he the aff. Robert Hall the aff. Seventy five thousand pounds of Tobacco to the Plts. when he should be afterwards thereunto required would well and truly Content and pay and whereas also the aff. Robert Hall afterwards to wit the aff. Sixteenth day of June Anno Dom. Seventeen hundred and twelve at Ann. (County)

County aff. was indebted unto the said Thomas Bordley in other Seventy five thousand pds. of Tobacco for the like quantity of Tobacco by the said Robt. before that time received of Sundry persons for fees and profitts of the Office of the Clerkship of Ann Arundell County Court which arose and became due by meanes of the Execution of the said Office from the Eighth day of March Anno Dom. Seventeen hundred and Eight unto the Twelfth day of June Anno Dom. Seventeen hundred and Eleven to the use of the said Thomas Bordley he the said Robt. in Consideration thereof upon himself assumed and to the same Thomas the aff. Sixteenth day of June Anno Dom. Seventeen hundred and Twelve last above mentioned at Ann. Arund. County aff. faithfully promised that he the aff. Robt. the aff. Seventy five thousand pounds of Tob.co last mentioned to the Same Thomas when he should be afterwards thereunto required would well and truly Content & pay. Nevertheless the aff. Robert his Severall promises and assumptions aff. in form aff. made little regarding but minding and fraudulently intending the same Thomas in this part fraudulently and subtilly to deceive and defraud the aff. Severall Sums of Tob. in the whole amounting to the Sume of One hundred and fifty Thousand pds. of Tobacco or any part thereof to the Same Thomas has not yet paid nor him for the same any wise Contented altho' so to do the aff. Robert afterwards that is to say the tenth day of October Anno Dom. Seventeen hundred and thirteen at Ann. County aff. by the Same Thomas has been required but the same to him hitherto to pay or him for the same any ways to Content altogether hath neglected and still doth refuse therefore the same Thomas saith he is the Worse and hath damage to the value of One hundred and fifty thousand pds. of Tob.co and thereof he brings his Suit &c.

Pledges to Pros. Jn. Dod Ri. Tice

And the said Robert Hall by Wancell Hall and Thomas Macnemara his Attorneys Comes and defends the force and Injury when &c and prays Leave to Imparle hereunto until next Court and he hath it and day given to the pltff also —

At which day next Court to wit the 13th day of July Anno Dom. 1714 Come again the parties pltff and deff by their Attorneys aff. (and)