180

thousand pounds of Good Sound Merchantable Leaf Tobacco to be paid to the Said Lord Proprty when thereunto required Nevertheless the Said William Smith the Said two hundred thousand pounds of Tobacco or any part thereof to the Said Lord Proprty at the Ten thereunto required hath not rendered but the Same to Render hath hitherto gainsayd and Still doth gainsay to the Damage of the Said Lord Proprty one hundred thousand pounds of Tobacco and thereof the Said William Bladen for the Said Lord Proprty brings this Suit &c. And brings into Court the writing aforesaid whereof the Date aforesaid in form aforesaid testifyes the date whereof is the Day and Year above written &c. — Ye Quer Reges Jno: Doe and Richd: Roe

And the aforesaid William Smith by Thos Bordley his Atty comes and Defends the force and Injury when &c. and prays hearing of the Writing aforesaid which is read unto him he also prays hearing of the Condition of the Same Writing which is likewise read unto him in these words following (Viz.) The Condition of the above obligation is such that if the above bound John Brome do well and truely Serve his Lordship his heirs and Successors in the office of High Sheriff of the County of Calvert within the province aforesd and in all things well and faithfully Execute the Same office and also Shall render unto his Said Lordship a true faithfull and perfect account of all and Singular his Lordships rights and dues and to his Officers a true and Just account of their fees that he Shall or may be entrusted with by his Lordships Governour and other his officers within this province to Render and Collect and his Said Accounts to his Said Lordship his heirs and Successors and to his or their Governour here for the time being for the fines and forfeitures and all other dues belonging to his Said Lordships Governour as also his account of all fees and Sums of Money or Tobacco due to any of the Good people within this province for any Sum or Sums of Money or Tobaccos wherewith the Said Sherriff Shall be Entrusted during the time of his Sherriffalty for this present or to Such of them as Shall require the Same Shall pass and render by the tenth day of May next Ensuing the date here of and in all other things as Sherriff of the County of Calvert Shall behave himSelfe well and honestly towards all persons according to the best of his power Skill and knowledge &c. in all &c.

Which being read and heard the Said William Smith by Thomas Bordley his Attorney prays leave to imparle hereunto until next Court & he hath it and the Same Day is Given to the Said William Bladen Esq: who &c. Alias

* All which Said next Court to wit the 15th day of July Anno Dom 1718 Comes again as well the Said William Bladen Esq: who &c. as the Said William Smith by his Attorney as &c. the Said Wm Smith by his Said Attorney prays further leave to imparle hereunto until next Court and he hath it & the Same Day is given to the Said Wm Bladen Esq: who &c. Alias

181

All which Said next Court to wit the 16th Day of September Anno Dom 1718 Comes again as well the Said Wm Bladen Esq: who &c. as the Said Wm Smith by his Attorney as &c. the Said Wm Smith by his Said Attorney also prays a hearing of the Writt whereon y Same William Bladen hath as above declared against him the Said Wm Smith in y plea aforesd and it is read unto him in these Words. Charles Absolute Lord and Proprietary of the provinces of Maryland and Avalon Lord Baron of Baltimore &c. To the Sherriff of Calvert County Greeting We Command You that You take Wm Smith of Calvert County Gent otherwise called Wm Smith of Calvert County in y Province aforesd Gentleman if he Shall be found in Your Bailywick and him Safe keep so that You have his Body before the Justices of our provinciall Court to be held at Annapolis the Second tuesday of September next to answer unto William Bladen Esq our Attorney Generall of a plea that he render unto us the full Quantity of two hundred thousand pounds of Good Sound Merchantable Leaf Tobacco & Cask which to us he oweth and unjustly detaineth & thereof fail not at your Peril and have You then and there this Writt Witness Wm Holland Esq Chief Justice of our Said Court y 18th day of April in y Second Year of our Dom: &c. Annoq Dni 1717 — T Macubenara — Jo Beale Cl

He also prays a hearing of the Endorsement thereof & it is read unto him in these words following (Viz.) — My within Defendant is Sued at the Request of Maurice Birchfield Esq on behalf of his Majty George by the Grace of God of Great Britain &c. Now King — Test Jo Beale Cl

Which being read and heard the Same Wm Smith saith that he ought not to Wm Bladen who for his Sd Lordship the Lord Proprty prosecuteth the Action aforesd against him to have ought not because he Saith that the Same John Brome hath well and truly Served his Said Lordship in the office of High Sheriff of the County of Calvert within the province aforesaid and in all things well & faithfully executed the Same office and also hath rendred unto his Said Lordship a true faithfull and perfect account of all and Singular his Lordships Rights and dues and to his officers a true & Just Account of their fees that he hath been entrusted with by his Lordships Governour & other his Officers within this province to render & Collect and his Said accounts to his Said Lordship and to his Governour thereof for the time being for y fines and forfeitures and other dues belonging to his Said Lordships Governour as also his acct of all fees and Sums of Money or Tobacco due to any of the Good people within this province for any Sum or Sums of Money or Tobacco wherewith the Said Sherr hath been entrusted during the time of his Sherriffalty for that present and to Such of them as have required the Same hath rendred and passed by the tenth day of May then next ensuing the date thereof and in all other things as Sherriff of the County of Calvert hath behaved himself well & honestly towards all persons according to the best of his power Skill & knowledge at Calvert County aforesaid and so the Said Wm Smith Saith that he the Said John Brome hath always from y time

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