Penny or Pound thereof as the said Edward Lafolles above against him Complains and thereof he puts himself upon the Country — And the Plaintiff likewise —

Whereupon Command is given to the Sheriff of Queen Ann Arundell County that he Cause immediately to come here twelve Men by whom &c to Recognize &c who neither &c Because he will &c of which said Day of the said Sheriff to wit Stephen Warman Gent. makes return that he hath here ready twelve &c As by the said Precept he was Commanded And now here Afterwards to wit the same Day and Year last Mentioned Comes again the said Parties plaintiff and Defendant by their Attorneys aforesaid And the Jurors of that Jury impanelled whose Names Mentioned is above made being Called likewise Come to wit James Monat Darby Lane Robert Shipley Charles Rockhold Thomas Stonestreet John Manning John Deacon John Wells Zacharial Maccubbins William Maccubbins George Commerford and John Thomas who being duly Sworn to Say the truth in the premisses After the Evidence of and upon the premisses within Mentioned was to them Given from the Bar of this Court to Commune amongst themselves Considering their Verdict of and upon the premisses of Departed And after the same Jurors had Communed amongst themselves and were Agreed to the same Bar to render their Verdict in this behalf Returned to Court upon the said Edward Lafolles being Solemnly Called Comes Not Nor doth he further prosecute his Writ of against the said Thomas Claggett —

Therefore It is Considered by the Justices here this 20th Day of September Anno Dni 1720 that the said Edward Lafolles take Nothing by his Writ of But that he and his Sureties of Prosecuting to wit John Doe and Richard Roe be in Mercy And that the of Thomas Claggett go thereof without Day &c — And it is further Considered by the same Justices that the of Thomas Claggett recover against the said Edward Lafolles the Sum of Pounds of Tobacco for his Cost and Charges by him about his Defence in this Part Sustained to the same Thomas Adjudged by the Justices here According to the Form of the Statute in Such Case lately Made and Provided — And that the of Thomas Claggett have thereof his Execution &c ——

NB. His Lordship — — — — } Also whereas it Appears to wit in September
Ed: Mott Thos Fisher Ex of Thos Fisher } Term 1719 — Thomas Fisher of Queen Anne
County Gent Executor of the Testament of Thomas
Fisher late of Talbot County Gent dead Otherwise
lately Called Thomas Fisher late of Cecill County Merchant
was Summoned to Answer unto his Lordship the Right Honorable the
Lord Proprietary of a Plea that he render unto him Four and twenty thousand
three hundred and twenty Pounds of good Sound Merchantable leaf Tobacco and
Cask to Contain the same which from him he Unjustly Detaineth — —

And Whereupon Thomas Bordley Esq his Lordships Attorney Generall who

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for his said Lordship prosecuteth Saith that whereas the of dead Thomas Fisher in his Life time the twentieth Day of April in the Year of our Lord God Sixteen hundred and Eighty four at Anne Arundell County by his Certain writing Obligatory did Acknowledge himself to be held and firmly bound unto his said Lordship in the aforesaid Four and twenty thousand Pounds of Tobacco to be paid to his said Lordship when he should afterwards be thereunto required Nevertheless the of dead Thomas Fisher in his Life time or the said Thomas Fisher Executor as of after the Death of the said Thomas Fisher although afterwards required the aforesaid Four and twenty thousand three hundred and twenty Pounds of Tobacco to his said Lordship have not rendered but the same to him to render have Refused And the of Thomas Fisher the Executor of the same to render still doth refuse to the Damage of the said Lord forty Eight thousand Six hundred and Forty Pounds of Tobacco And this the said Thomas Bordley for his said Lordship is ready to verify &c And he brings here into Court the writing Obligatory of which he Verifies the Date of in Form of Law Date is the Day & Year aforesaid —

And the of Thomas Fisher Executor as of by Daniel Dulany and Michael Howard Esqrs his Attorneys Comes and Defends the Force and Injury when &c And Prays an hearing of the writing Obligatory of And it is read unto him He also prays an hearing of the Condition of the same writing And it is read unto him in these Words Viz. The Condition of the above Obligation is such that if the above bounden Thomas Fisher shall well and truly Pay or Cause to be paid unto the Right Honble the Lord Proprietary above Mentioned his heirs or Successors or to his or their Treasurers or Receivers Generall Collector or Collectors for the time being the just Quantity of twelve thousand One hundred and Eighty Pounds of Good Sound Merchantable leaf Tobacco and Cask to Contain at Convenient for Shipping at or before the tenth Day of October next Ensuing then the above Obligation to be void and of none effect Otherwise to stand remain and be in full force Power and Virtue in Law — to which being Read and heard the said Thomas Fisher Executor as of Prays Leave to Imparle hereunto until next Court and he hath it the same Day is given to the said Thomas Bordley Esq his Lordships Attorney Generall who &c Also —

At which said Court to wit the Second Tuesday of October being the 13th Day of the same Month Anno Dni 1719 Comes again as well the said Thomas Bordley Esq Attorney Generall who &c As the said Thomas Fisher Executor as of by his Attorney of And the said Thomas Fisher Executor as of Prays further leave to Imparle hereunto until next Court And he hath it the same Day is given to the said Thomas Bordley Esq Attorney Generall who &c Also —

At which said Court to wit the Second Tuesday of April being the twelfth Day of the same Month Anno Dni 1720 Comes again as well the said Thomas Bordley Esq Attorney Generall who &c As the said Thomas Fisher Executor as of by his Attorney of And the said Thomas Fisher Executor as of Prays further leave to Imparle hereunto until next Court And he hath it And the same Day is given to the said Thomas Bordley Esq Attorney Generall who &c also —

At which said Court to wit the third Tuesday of September being the twentieth Day of the same Month Anno Dni 1720 Comes again as well the said Thomas Bordley Esq his Lordships Attorney Generall who for his said Lordship in this behalf prosecuteth As the said Thomas Fisher Executor as of by his Attorney of And the said Thomas Fisher Executor as of by his Attorney of As before Defends the Force and Injury when &c And Saith that the said Thomas Bordley Esq Attorney —

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