County did accept the same Sum of Tobacco being in no Sort paid and by reason thereof the aſd John Smith became Lyable as Sheriff of the said County according to the Custom of Merchants & the Duty of his Office aſd to pay unto the same Robert Alexander the aſd two thousand Pounds of Tobacco according to the Tenor & Effect of the same Bill & so being Lyable the aſd John Smith afterward to wit the same Day & year last mentioned at the County aſd in Consideration thereof upon himself did assume & unto the same Robert then & there faithfully promise that he the aſd John Smith the same two thousand Pounds of Tobacco unto the same Robert according to the Tenour & Effect of the same Bill well & faithfully would pay & Content And the aſd Attorney General further Saith that a Certain George Ross of the aſd County Clerk on the first Day of November Anno Dom Seventeen hundred twenty & two was & yet is one of the Good People of this Province & Rector of North Elk Parish in the County aſd & that on the twenty fourth Day of December in the year of our Lord God Seventeen hundred twenty & four there arose & became Due to the same George Ross as Rector of the aſd Parish by a Levy of forty Pounds of Tobacco per Poll on every taxable Person in the same Parish the Sum of fifteen thousand Pounds of Tobacco & upward to wit at the County aſd which Sum of Tobacco he the said John Smith as High Sheriff of the said County then & there was intrusted to Collect & pay to the said George Ross Order & that the said George Ross afterward to wit the twenty third Day of December Anno Dom Seventeen hundred twenty & four at the County aſd being then & there a Person using Commerce & the said Sum of Tobacco not being paid to him or Order) according to the use & Custom of Merchants did make his Certain Bill of Exchange in Writing bearing Date the same Day & year unto the aſd John Smith by the Name of John Smith Esqr High Sheriff of Cecill County (the same John then & there using Commerce) directed & thereby did require the same John Smith as Sheriff of the said County to pay unto the aſd Robert Alexander by the Name of Mr Robert Alexander or Order the Sum of ten thousand Pounds of Tobacco in the same Robert & to place the same to the Account the said George Ross; of which Bill of Exchange the aſd John Smith afterward to wit the third Day of January Anno Dom Seventeen hundred twenty & four at the County aſd had Notice & view & the same Bill according to the use & Custom of Merchants & the Duty of his Office of High Sheriff of the said County then and there as Sheriff of the said County did Accept & by reason thereof & the Customs of Merchants the aſd John Smith became Lyable as Sheriff of the said County according to the Duty of his Office to pay unto the same Robert the said ten thousand Pounds of Tobacco in the same Bill mentioned according to the Tenor & Effect of the same Bill & so being Lyable the aſd John Smith afterward to wit the same Day & year last mentioned at the County aſd in Consideration thereof upon himself did assume and unto the same Robert then & there faithfully did promise that he the said John Smith the same ten thousand Pounds of Tobacco unto the aſd Robert according to the Tenor & Effect of the same Bill well & faithfully would pay & Content And the aſd Attorney General further Saith that a Certain Joshua George of the aſd County Gentleman the twenty fourth Day of January Anno Dom Seventeen hundred twenty & three & for several years before was & yet is one of the Good People of this Province & an Attorney of the Provincial Court of the same Province & of Cecill County Court also Prosecutor of the Pleas of the Right Honourable the Lord Proprietary that now is in the same Court last mentioned to wit at Cecill County aſd And that the twenty fourth Day of December Seventeen hundred twenty & four at the County aſd there arose & became Due unto the same Joshua George as an Attorney of the Provincial & County Courts aſd & Prosecutor of his said Lordship's Pleas aſd Sundry fees amounting to the Sum of twenty & four Thousand Pounds of Tobacco from divers Persons then living in Cecill County aſd which Sum of Tobacco by the same Joshua the said John Smith as High Sheriff of the said County then ~~where~~ was intrusted to Collect & pay unto the said Joshua or Order according to the same John Smith his Duty of High Sheriff of the County aſd & the Condition aſd And that the aſd Joshua George afterwards to wit the twentieth Day of January Seventeen hundred twenty & four at the County aſd being then & there a Person using Commerce &

the said Sum of Tobacco not being paid to him or his Order according to the use & Custom of Merchants did make his Certain Bill of Exchange in Writing with his Proper hand Subscribed bearing Date the same Day & year unto the aſd John Smith by the Name of Mr John Smith High Sheriff of Cecill County (the same John then & there using Commerce) directed & thereby did require the same John Smith as Sheriff of the said County to pay unto the aſd Robert Alexander by the Name of Mr Robert Alexander or Order the Sum of ten thousand Pounds of Tobacco for Value received from the same Robert & to place the same to the Account of the said Joshua George of which Bill of Exchange the aſd John Smith afterward to wit the second Day of February Anno Dom Seventeen hundred twenty & four had Notice & view & the same Bill of Exchange according to the use & Custom of Merchants & the Duty of his Office of High Sheriff of the said County then & there as Sheriff of the same County did accept & by reason thereof & the Customs of Merchants the said John Smith became Lyable as Sheriff of the said County according to the Duty of his Office to pay unto the same Robert Alexander the ten thousand Pounds of Tobacco in the same Bill mentioned according to the Tenor & Effect of the same Bill & so being Lyable the aſd John Smith afterward to wit the same Day & year last mentioned at the County aſd in Consideration thereof upon himself did assume & unto the same Robert Alexander then & there did faithfully promise that he the aſd John Smith the same Sum of Tobacco last mentioned unto the aſd Robert according to the Tenor & Effect of the same Bill well & faithfully would pay & Content Nevertheless the aſd John Smith his several Promises & Assumptions aſd nothing regarding but minding & fraudulently intending the same Robert in this Part Crafftily & subtilly to deceive & defraud the aſd Sum of Tobacco in the aſd Several Bills mentioned or any Part thereof unto the same Robert (altho' to do so the same by the said Robert the twentieth Day of March Anno Dom Seventeen hundred twenty & four & often afterward at the County of Cecill aſd was required that he not paid or in any Sort Contented but that unto him hitherto to pay altogether hath refused & still doth refuse against the form & Effect of the Condition aſd And the aſd Attorney General further Saith that the aſd John Smith as Sheriff of the County aſd after the making of the Writing Obligatory aſd during the Continuance of the same John Smith in the Office of High Sheriff aſd to wit the twenty fifth Day of March Seventeen hundred twenty & four at the County aſd by Virtue of his Office aſd received & had Sundrie Person then Living in the same County several Sums of Tobacco amounting to the Sum fifty five thousand three hundred Sixty & Eight Pounds of Tobacco for the use of the aſd Robert Alexander which Sums of Tobacco the same John Smith hath not well & truly satisfyed paid or Delivered or Caused to be satisfyed paid & delivered unto the said Robert Alexander or his Assigned or Order according to the Tenor & Effect of the Condition aſd but the same still remaineth unpaid (altho' thereunto the said John Smith then & often afterward there was required by the said Robert Alexander) & that to do the same John Smith altogether hath neglected & still doth refuse Contrary to the form & Effect of the Condition aſd & the Duty of the same John Smith his Office of High Sheriff of the County aſd And this for the said Lord Propry the said Attorney General is ready to verify Wherefore for the same Lord Propry he prayeth Judgment for the Debt aſd & the Damage by Occasion of Detaining the same Debt to the said Lord Propry to be adjudged &c ——

But the said John Smith altho' solemnly Called Comes not but makes Default whereby the said Lord Propry remains against the said John Smith without further determe ——

Wherefore it is Considered by the Justices here the Day & year last mentioned that the said Right Honourable Charles Absolute Lord & Propry of the Province of Maryland & Avalon Lord Baron of Baltimore &c recover against the said John Smith the full Sum & just Quantity of two hundred Thousand Pounds of Good Sound Merchantable Leaf Tobacco & Cask his Debt aſd And the said John in Mercy &c ——