respectively by him the said John Barnes as master aforesaid safely carried and transported on and for the freight published as aforesaid from Patuxent River aforesaid to the Port of London aforesaid the dangers of the Seas only excepted did receive and then and there the said Tobaccos on board the Ship aforesaid would have put and in the same Ship would have safely carried and transported from Patuxent River aforesaid to the port of London aforesaid the dangers of the Seas excepted But he the said John Read Maguider on the day and year last aforesaid at Prince Georges County aforesaid minding and maliciously intending him the said John Barnes to impoverish and utterly ruin on the day and year last aforesaid at the County aforesaid obstructed and hindered him the said John Barnes from putting the said Several Hogsheads of Tobacco or any of them on board the said Ship nor would suffer or permit him the said John Barnes to put the said Several Hogsheads of Tobacco or any of them on board the said Ship whereby the said Several Hogsheads of Tobacco and every of them in the Place aforesaid for the Space of two whole days then next following to wit from the twenty sixth day of September in the year last aforesaid unto the twenty eighth day of the same September remained and afterwards to wit on the said twenty eighth day of September seventeen hundred and fifty nine aforesaid in the River aforesaid to wit at Prince Georges County aforesaid in a Storm the violence of the winds blew away and in the water of the same River wet, drowned and totally spoiled and of no value became whereof he the said James John Machall afterwards to wit in April Term Seventeen hundred and sixty in this Court here sued impleaded and prosecuted him the said John Barnes in a plea of trespass upon the Case and set forth at large and concerning his the said John Barnes supposing the said thirteen Hogsheads of Tobacco of the said James John Machall to be so wet drowned and spoiled as aforesaid and therein laused him the said John Barnes to be arrested and in which same Suit there were Such further proceedings that afterwards to wit in September Term Seventeen hundred and sixty two in the Court here before John Bruce Esquire and his associates Justices of the same Court the aforesaid James John Machall by Consideration of the same Court did recover against him the said John Barnes as well the sum of One hundred and forty five pounds two shillings and One penny Sterling money for his Damages as also the sum of One shilling Current money and two thousand six hundred and ninety one pounds three Quarters of a pound of Tobacco for his Costs and Charges by him about his Suit in that behalf laid out and expended and he the said John Barnes was obliged and compelled to lay out great sums of money and Quantities of Tobacco about his Defence in the said Suit and he the said James John Machall hath also sued forth his Landshipes Writ of Capias ad Satisfaciendum against him the said John Barnes of and upon the Judgment aforesaid and he the said John Barnes after the said twenty eighth day of September seventeen hundred and fifty nine aforesaid and after the said Several Hogsheads of Tobacco were

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wet drowned and spoiled as aforesaid to wit on the ninth day of September seventeen hundred and sixty one at Prince Georges County aforesaid for the avoiding thereof at law paid and satisfied to the said John Bochett the sum of thirty pounds Sterling for his the said John Bochetts three hogsheads of Tobacco so wet drowned and spoiled as aforesaid and paid and satisfied to the said Major Shannon the sum of Twenty pounds Sterling for his the said Major Shannons two hogsheads of Tobacco so wet drowned and spoiled as aforesaid and paid and satisfied to the said Joseph Hance the sum of Fifty pounds Sterling for his the said Joseph Hances five hogsheads of Tobacco so wet drowned & spoiled as aforesaid and paid and satisfied to the said Thomas Cloverly Dare the sum of ten pounds Sterling for his one hogshead of Tobacco so wet drowned and spoiled as aforesaid And whereas he the said John Barnes afterwards to wit the twenty sixth day of September seventeen hundred and fifty nine aforesaid being Master and Commander of the Ship called the Marquess then lying at Anchor in Patuxent River to wit at Prince Georges County aforesaid to be loaded with Tobacco for Transportation in the said Ship on freight from Patuxent River aforesaid to the Port of London in Great Britain and the said Ship then lying at Anchor as aforesaid being Consigned to him the said John Read Maguider and of which Consignment he the said John Read Maguider had notice and then and there accepted, He the said John Barnes on the same twenty sixth day of the same September in the year last aforesaid in Patuxent River aforesaid to wit at Prince Georges County aforesaid as Master of the said Ship thirteen hogsheads of Tobacco of and from a Certain James John Machall three Hogsheads of Tobacco of and from a Certain John Bochett two hogsheads of Tobacco of and from a Certain Major Shannon five hogsheads of Tobacco of and from a Certain Joseph Hance and One hogshead of Tobacco of and from a Certain Thomas Cloverly Dare then and there lying along side of the said Ship in Certain Flatts fastened with respect to the same Ship and to the same Ship belonging to be taken on board the same Ship on the proper account and risque of the said James John Machall, John Bochett, Major Shannon, Joseph Hance and Thomas Cloverly Dare respectively by him the said John Barnes as master aforesaid safely carried and transported from Patuxent River aforesaid to the port of London aforesaid on freight the dangers of the Seas only excepted did receive and then and there the said Tobacco on board the Ship aforesaid would have put and in the same Ship would have safely carried and transported from Patuxent River aforesaid to the port of London aforesaid the dangers of the Seas excepted, But he the said John Read Maguider on the day and year last aforesaid at Prince Georges County aforesaid minding and maliciously intending him the said John Barnes to impoverish and utterly ruin on the day and year last aforesaid at the County aforesaid as Consignee of the said Ship obstructed and hindered him the said John Barnes from putting the said Several Hogsheads of Tobacco or any of them on board the said Ship nor would suffer or permit him the said John Barnes to put the said

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