

Liber N N the said Edward did faithfully promise that he the said Demetrius the said Summe of two thousand nine hundred & fifteen pounds of tobacco when thereunto required would well & truly content & pay And the said Edward in fact saith, that trusting to the faithfull promise of him the said Demetrius made as aforesaid did Sell and deliver unto him the said Demetrius severall Goods and M^rchandizes amounting in the whole to the Summe of two thousand nine hundred & fifteen pounds of tobacco a particuler whereof is hereunto annexed Yet the said Demetrius Cartwright the said Summe of two thousand nine hundred & fifteen pounds of tobacco in his life tyme hath not paid, nor the said Susanna to whom Administraçõ of all & singuler the Goods Chattells rights & creditts of the said Demetrius att the tyme of his death since his death hath bin comitted while she was
 p. 890 sole, nor the said Susanna & Symon since espousall Between them celebrated, the said two thousand nine hundred & fifteen pounds of tobacco hath not paid, but the same to pay hitherto hath denyed & still doth deny, whereupon the said Edward Turner saith he is damnified & hath losse to the Value of foure thousand pounds of tobacco & thereupon he brings his suite

And the said Symon & Susannah by George Parker their Attorney come & defend the force & injury when &c & pray liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto them, the same day is given to the p^t also

Now here att this day to witt the sixth day of June in the fourth yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1679 cometh as well the said plaintiffe as the said Defend^{ts} by their Attorneys aforesaid And the said Defend^{ts} by their said Attorney say, that the said Edward his action aforesaid against them ought not to haue, for that they say, that whereas by an Act of Assembly made att a Gen^l Assembly begun & held att the City of S^t Maryes the day of April in the yeare of our Lord God one thousand six hundred Sixty & nine & by severall subsequent Acts revived & continued & now standing in force entituled an Act for lymitacoñ of certaine actions for the avoiding suites att Law, itt is amongst other things Enacted, that all actions of trespas, quare clausum fregit, all actions of trespas detinue sur trover & replevin for takeing away Goods & Chattles, all actions of accompt contract booke debt & upon the case, other then such actions as concerne the trade of M^rchandizes between M^rchant & M^rchant their ffactors & Servants which are not resident within this Province, all actions of debt for lending or contract without specialty, all actions of debt for ar-rearages of rent, all actions of Assault menace battery wounding & false imprisonm^t or any of them which shall be sued or brought by any person or persons within this Province att any tyme after the end of this p^rsent Gen^l Assembly shall be comenced & sued within the tyme & lymitation hereafter expressed & not after, that is to say the said actions of the case other then for slander &c and the said