

Liber W. C. W^m Cole & ux : Ex^x } Gerard Slye late of S^t Maryes County Adm^r of
 p. 85 Mich^l Rochford } the Goods and Chattles of Richard Chillman
 ag^t } deceased was Su^moned to Answer unto W^m
 Gerard Slye Ad^r } Cole and Margaret^t his wife Ex^x of the last
 Richard Chillman } Will & testament of Michael Rochford deceased
 of a plea that he render unto them the Sum^e of
 Eight thousand two hundred fifty six pounds of tobacco which from
 them he unjustly detaines

And whereupon the said W^m & Margaret^t by Robert Carvile their Attorney say, that whereas the said Richard Chillman upon the thirtieth day of April in the yeare of our Lord One thousand six hundred Seaventy eight, by his certaine bond or writing obligatory sealed with the Seale of the said Richard & here in Court produced whose date is the day and yeare abovesaid, did confesse himselfe to be holden & firmly bounden unto the said Michael Rochford in the full & just Sum^e of Eight thousand two hundred fifty six pounds of good sound M^rchantable tobacco & caske to be paid to the said Michael his Ex^{rs} Adm^{rs} or assignes To the which payment well & truely to be made he bound himselfe his heyres Ex^{rs} and Adm^{rs} Yet notwithstanding the said Richard Chillman in his life tyme, nor the said Gerard Slye since his death to whom Adm^{com} of the Goods & Chattles of the said Richard are by the Judge for probate of Wills &c in due manner comitted, the said Sum^e of Eight thousand two hundred fifty six pounds of tobacco to him the said Michael in his life tyme, or to the said Margaret since his death while she was sole, nor to the said William & Margaret^t since their intermarriage though often thereunto requested haue not paid or satisfied, but the same to pay and satisfie haue hitherto denied & refused And still doe deny & refuse to pay the same, to the damage of the said W^m and Margaret tenn thousand pounds of tobacco & thereupon they bring their suite

And the said Gerard Slye by Christopher Rousby his Attorney cometh & defendeth the force & injury when &c and prayeth the hearing of the said writing obligatory & itt is read unto him, he also prayeth the hearing of the Condition of the said writing obligatory & itt is read unto him in these words The Condition of this Obligation is such, that if the aboue bounden Richard Chillman his heyres Ex^{rs} or Adm^{rs} doe pay or cause to be paid unto the said Michael Rochford his heyres Ex^{rs} or Adm^{rs} the just & full Sum^e of foure thousand One hundred twenty & eight pounds of good sound & M^rchantable tobacco in caske att or before the tenth day of Octob^r next ensuing in some convenient place in S^t Maryes river without fraud coven or deceit, that then this p^rsent Obligation to be void & of none effect, or otherwise the same to remaine in full force & Vertue, which being read & heard, the said Gerard by his Attorney aforesaid saith, that they the said W^m & Margaret^t their action aforesaid against him the said Gerard ought not to haue, because