

William Scott of Virginia ꝑ Bill of w^{ch} the Defd^t undertook Liber B.
the payment as the p^lt alleadgeth, Yet now refuseth to pay the
Same, To which the Defd^t acknowledgeth that he undertooke
the payment if any be due upon the bill but conceives the
Court will not adudge the Bill to be good in respect the Con-
sideracōn whereupon it was entred was upon a bargain for
another Man's Servant But it appearing that the Comp^lt did
not know but that he was a ffreeman nor the Said Scott when
he entred the Bill, nor the Defd^t when he undertook the pay-
ment, The Court therefore Conceived that the Bill ought to
Stand good, But upon further examinacōn of the ground
whereupon it was entred, and the Complayn^t acknowledging
he was once willing to accept of two hhd's of the Said Corne
in full Satisfaction, The Court in point of equity as the Case
Stands thinks fitt to give the Defd^t Some relief ag^t the Bill,
And doth Order that the Defd^t Shall forthwith pay unto the
Complaynant two Virginia hogsheads of good Sound Indian
Corne ready Shell'd at his the p^lt's Landing place in Patuxent
River clear of all Charge in ffull Satisfaction of the Said Bill
which the P^lt is to deliver up to be Cancelled, And John Hilli-
ard the Servant by whose default this Suit and Charge ariseth
Shall Serve the Defd^t one year over and above the time he
was to Serve his Master of whom the Defd^t bought him

Robert Kedger Plt } The Complayn^t by Peticōn this day
Capt W^m Mitchell Deft } Shewed that the Defd^t by Covenant ap-
pearing upon Record for a very great consideracōn in Case
he the Defd^t or his assignes did not deliver to the Complayn^t
three able men Servants, Such as the P^lt Should chuse out of
all the Servants that Should be transported upon the Defd^t's ac-
count (Tradesmen Excepted) to Serve for the term of ffour p. 278
years or in Case noe Servants Soe to come in by the ffirst of
ffebbruary last the Defd^t did assigne to the Comp^lt one Vincent
Acheson and any two other Servants of his the Said Cap^t
Mitchells then in Maryland w^{ch} the Complain^t or his assignes
Should chuse for the remainder of their termes which they
Should have to Serve as by the S^d Covenant appears, And
that the Defd^t not bringing in or Sending any men Serv^{ts} upon
his account by the time limited nor at all Since the Said Cove-
nant, the Comp^lt demanded of his Attorney before he came in
the Servants assigned and Since his coming in of the Defd^t
himself w^{ch} they have refused to deliver And prayeth reliefe in
the p^lces with Satisfaction for his damage, To which the Defd^t
acknowledgeth the Covenant and Assignment thereupon, but
alleadgeth it to be in nature of a Mortgage against which he
prays to be relieved in Equity for that by reason of their im-
ployments in the Service of the Commonwealth of England