

one mile from the water side the said Couant did refuse to fetch them whereupon yo^r pet^r gaue him 4 hñds out of his owne house which made up the said suñe of 40 hñds which he was engaged to ship on board as aforesaid but the said Couant hauing an intent to defraud yo^r pet^r of the said 4 hñds of tobacco after they were shipt on board his shipe seized unjustly upon the said 4 hñds of tobacco and scratches out the markes of them and marks and numbers them as he thought fitt, in p^rtence of stoppage of a debt that was due to him from the said ffoxhall though neuer demanded, which yo^r pet^r is ready to make appeare by sufficient wittnes—

Therefore yo^r pet^r humbly prayes Ord^r of this Hon^{ble} Court ags^t the said Couant for such his unjust proceedings as the Act in that Case prouided doth direct And he shall pray &^c

Know all men by these p^rsents that I Abraham ffoxall of Burning- ham in the County of warwick am bound and firmly obleiged vnto Thomas Yate of the City of Bristoll merch^t the full weight of Eight thowsand Eight hundred pounds of good merchantable tobaccoe to be paid to the said Thomas Yate his Executo^{rs} or Adm^{rs} to the which paym^t well & truely to be made I binde my selfe my heires Executo^{rs} and Adm^{rs} firmly by these p^rsents sealed with my seale and dated the 24th day of September in the yeare of Our Lord God One thowsand six hundred sixty and fower—

The Condiçon of this Obligaçon is such that if the aboue bound Abraham ffoxall his Executo^{rs} or Assignes doe and shall wthin the space of forty dayes next after his arriuall in Vergenia well and truely pay or Cause to be paid unto the aboue named Thomas Yate his Executo^{rs} or Assignes the full weight of fower thowsand eight hundred pounds of good sound merchantable Virgenia in Caske, that then this Obligaçon to be uoid or else to stand in full force and Vertue
 Sigill and deliued in Abraham ffoxall Seale
 the p^rsence of—
 Tho: Webb
 Richard Pill

Thomas Paine desires the marke of his Cattle may be recorded which is as followeth (uiz^t) Cropt and slitt on both eares And vnder keel'd on the Rig^t Eare.

John Wright dds writt ags^t Cap^t Thomas Smyth in an accon of Assault and Battery to the uallue of One hundred thowsand pounds of tobaccoe

Warr^t to sherriffe of S^t Marys County to arrest &^c. Ref^d 13th June next Prouin^{all} Court

The said Wright dds summons for W^m Caluert Esq^o and Stephen Tully to testifye in ditto Causo—

Summons to sherr^e of S^t Marys and Kent County to warne &^c—