

Truman and the proofes taken in this cause and hearing of what could be alleadged on either side was fully Satisfied that the said Comp.<sup>lt</sup> ought to have had a good deed of Sale of the Premisses to him & his heys for ever with a generall Warranty against all persons whatsoever which was denyed to be given him and that therefore itt was to noe purpose for him to tender any deed of Conveyance to be sealed or any Security for his purchase Consideration and doe therefore think fitt to releve the said Comp.<sup>lt</sup> against the Statute of Limitations and soe order and Decree that the said Defend.<sup>t</sup> Thomas Truman doe paj unto the said Comp.<sup>lt</sup> all such Charges and Damages as the said Comp.<sup>lt</sup> hath laid out Expended & Sustained by non performance of the agreement aforesaid and in the Removing his family & Stock to the said Trumans Plantation and in Seating building fenceing and Cleering the Same and all other necessary Charges relateing thereunto according to the said writeing under the hand of the said Thomas Truman deducting thereout all Such Sum or Sum̄s of Tobacco as the said Comp.<sup>lt</sup> hath or without his own wilfull default might have received out of the said Plantation of one Thousand Acres by the preception of the Profitts thereof from the tyme of his Entry thereunto till he left the same. And for as much as it is not known to this Court what Charges or damages the said Comp.<sup>lt</sup> hath layd out & Expended or Susteyned by non performance of the agreement aforesaid and in Seating Cleering & building upon the Plantation aforesaid and other Charges relateing thereunto or what profitts have been by him received or which he without his own wilfull default might have Received as aforesaid and for that the same is Property tryable att Com̄on Law by a Jurij, this Court doth therefore further order that a writt of Inquyrij of Damages doe Issue to the sherriff of S.<sup>t</sup> Maryes County Returnable the next Provinciall Court to Impanell a Jury of twelve good and Lawfull men within his Bailiwick to Inquire what Charges and damages the said Comp.<sup>lt</sup> hath laid out Expended & Susteyned by non performance of the agreement aforesaid and by the Cleering Seating and building upon the Premisses and other Charges relateing thereunto and what he hath or without his owne willfull default might have Received by the Preception of the Profitts thereof as aforesaid and what upon the said Juryes verdict shall appeare to be due unto the said Comp.<sup>lt</sup> for Damages aforesaid the said Defend.<sup>t</sup> Thomas Truman is to pay the same to him accordingly

Liber P C

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Philip Calvert

Loveing Brother Nathaniell

I have ordered M.<sup>r</sup> Sprigg to Seate upon your Thousand Acres of Land and he is to give you either soe much land att the Ridge which he is in tryall for with M.<sup>r</sup> White or part of the Governours mannor or else to pay you Two Thousand pounds of Tobacco for